

The Gazette of India

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No. 42] NEW DELHI, SATURDAY, OCTOBER 17, 1959/ASVINA 25, 1881

NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 7th October, 1959:—

Issue No.	No. and date	Issued by	Subject
141	S.O. 2185, dated 1st October, 1959.	Ministry of Information and Broadcasting.	Approval of films specified therein.
142	S.O. 2186, dated 1st October, 1959.	Ministry of Transport and Communications.	The Saurashtra-Kutch State Road Transport Corporation Order, 1959.
143	S.O. 2230, dated 7th October, 1959.	Ministry of Commerce and Industry.	Granting recognition to the Hyderabad Oils and Seeds Exchange Ltd., Hyderabad—details specified therein.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (ii)

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF LAW**CORRIGENDUM**

New Delhi-2, the 8th October 1959

S.O. 2236.—In the notification of the Ministry of Law, S.O. 1722 [F. 5(2)/59-Elections] dated the 30th July, 1959, published at page 429 of the Gazette of India Extraordinary, Part II—section 3—sub-section (ii) dated the 30th July, 1959, the words “and the seat of Shri Y. S. Parmar having been declared vacant.” shall be omitted.

[No. F.5(2)/59-Elections]

E. VENKATESWARAN, Under Secy.

MINISTRY OF HOME AFFAIRS*New Delhi, the 3rd October, 1959*

S.O. 2237.—In exercise of the powers conferred by sections 7 and 36 of the Indian Ports Act, 1908 (15 of 1908) the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Home Affairs No. 56/3/49-II. AN, dated the 30th December, 1952, namely :—

For the Schedule to the said notification the following Schedule shall be substituted, namely:—

THE SCHEDULE

Designation of officer 1	Name of port or ports 2
1. The Harbour Master, Port Blair.	Port Blair.
2. The Deputy Conservator of Forests of Middle Andamans or, in his absence, the Assistant Conservator of Forests of Middle Andamans.	Blphinstone Harbour in the Middle Andamans.
3. The Assistant Commissioner, North and Middle Andamans.	Mayabunder in the North Andamans.
4. The Assistant Commissioner, Nicobar Islands.	Car Nicobar in the Nicobar Islands.
5. The Tahsildar, Nancowrie.	Camorta in the Nicobar Islands."

[No. 58/8/59-ANL]

A. D. SAMANT, Under Secy.

ORDER*New Delhi, the 12th October 1959*

S.O. 2238.—In pursuance of clause (22) of Article 366 of the Constitution of India the President is hereby pleased to recognise His Highness Maharaja Satbir Singh, as the Ruler of Jind with effect from the 7th September, 1959 in succession to His late Highness Maharaja Rajbir Singh Rajendra Bahadur.

[No. F. 9/10/59-Poll.III.]

V. VISWANATHAN, Special Secy.

MINISTRY OF FINANCE**(Department of Expenditure)***New Delhi, the 5th October 1959*

S.O. 2239.—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendment in the Delegation of Financial Powers Rules, 1958, namely:—

Amendment No. 9

In Schedule I to the Rules, on page 8 under 'J—Ministry of Information and Broadcasting' insert the following:—

"5. Director of Advertising and Visual Publicity."

(This amendment takes effect from 3rd April, 1959).

[No. F.12(67)-E.II(A)/59.]

S.O. 2240.—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendments in the Delegation of Financial Powers Rules, 1958, namely:—

Amendment No. 10

In Schedule I to the Rules, on page 9 under 'N—Ministry of Rehabilitation' insert the following:—

- | | |
|--|-----------------------------|
| 4. Member (Finance)-cum-Financial Adviser and
Chief Accounts Officer. | } Dandakaranya
Project." |
| 5. Member (Engineering)-cum-Chief Engineer | |
| 6. Member (Agriculture). | |

(This amendment takes effect from 16th July, 1959).

[No. F.12(67)-E.II(A)/59.]

New Delhi-2, the 8th October 1959

S.O. 2241.—In pursuance of clause (3) of article 77 of the Constitution and of all other powers enabling him in this behalf, the President is pleased to make the following amendments in the Delegation of Financial Powers Rules, 1958, namely:—

Amendment No. 11

In Schedule II, under the entry "Administrators" insert the following:—

- | | |
|---|----------------------------|
| (iii) Administrator, Laccadive,
Minicoy and Amindivi
Islands. | Posts in Class IV Service. |
|---|----------------------------|

(This amendment takes effect from 2nd July, 1959.)

Amendment No. 12

The words "Any specified period" may be substituted for the existing words 'Not exceeding three months' in column 3 against item "(iii) Administrator, Laccadive, Minicoy and Amindivi Islands" below the entry "Administrators" in Schedule III.

(This amendment takes effect from 2nd July, 1959).

[No. F. 12(104)-E.II(A)/59.]

R. R. SAVOOR, Dy. Secy.

(Department of Expenditure)

New Delhi-2, the 7th September 1959

S.O. 2242.—In exercise of the powers conferred by the proviso to article 309 and clause (5) of article 148 of the Constitution, and after consultation with the Comptroller and Auditor General of India in relation to persons serving in the Indian Audit and Accounts Department, the President hereby makes the following further amendment in the Contributory Provident Fund Rules (India), namely:—

In the said Rules, in sub-rule (1) of rule 5, for the words "as soon as may be after" the words "at the time of" shall be substituted.

[No. F. 28(25)-EV/59.]

D. D. BHATIA, Dy. Secy.

(Department of Economic Affairs)

New Delhi the 1st October 1959

S.O. 2243.—In pursuance of sub-rule (2) of rule (11), clause (b) of sub-rule (2) of rule (14) and sub-rule (1) of rule 23 of the Central Civil Services (Classification, Control and Appeal) Rules, 1957, the President hereby makes the following

amendments in the Schedule to the notification of the Government of India in the Ministry of Finance (Department of Economic Affairs) No. S.R.O. 627, dated the 28th February, 1957, namely:—

In the said Schedule,—

- (1) in Part II, under the heading "National Savings Organisation", against the entries "Lower Division Clerk; Stenographer; Driver; Operator in Regional Offices" in column 1, for the entry "Regional National Savings Officer (Class I)" in columns 2 and 3, the following entry shall be substituted, namely:—

"Regional National Savings Officer (Class I); and if there is no Regional National Savings Officer (Class I), Secretary, Headquarters Office of the National Savings Commissioner;

- (2) in Part III, under the heading "National Savings Organisation", against the entry "Headquarters Office" in column 1, for the entry "Deputy National Savings Commissioner" in columns 2 and 3, the following entry shall be substituted, namely:—

"Secretary, Headquarters Office of the National Savings Commissioner".

[No. F. 18(25)-NS/59.]

M. L. VARMA, Under Secy.

(Department of Economic Affairs)

New Delhi, the 1st October, 1959.

S.O. 2244.—Statement of the Affairs of the Reserve Bank of India, Banking Department, as on the 25th September, 1959

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up	5,00,00,000	Notes	37,37,07,000
Reserve Fund	80,00,00,000	Rupee Coin	1,92,000
National Agricultural Credit (Long-term Operations) Fund	30,00,00,000	Susidiary Coin	8,47,000
National Agricultural Credit (Stabilisation) Fund	4,00,00,000	Bills Purchased and Discounted :	
Deposits:—		(a) Internal . . . . .	..
(a) Government		(b) External . . . . .	..
(1) Central Government	59,69,99,000	(c) Government Treasury Bills	3,22,79,000
(2) Other Governments	17,65,75,000	Balances held abroad*	17,89,85,000
(b) Banks	76,10,82,000	Loans and Advances to Governments	17,05,41,000
(c) Others	120,46,01,000	Other Loans and Advances	78,04,21,000
Bills Payable	17,95,68,000	Investments	263,15,88,000
Other Liabilities	15,39,58,000	Other Assets	9,42,23,000
Rs.	426,27,83,000	Rs.	426,27,83,000

*Includes Cash & Short term Securities.

The Item 'Other Loans and Advances' includes Rs. 1,00,000/- advanced to schedule banks against usance bills under Section 17(4)(c) of the Reserve Bank of India Act.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 25th day of September, 1959.

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department	37,37,07,000		A. Gold Coin and Bullion :—		
Notes in circulation	1642,00,11,000		(a) Held in India	117,76,03,000	
Total Notes issued		1679,37,18,000	(b) Held outside India . . . . .	..
			Foreign Securities	163,00,89,000	
			TOTAL OF A		280,76,92,000
			B. Rupee Coin		137,22,04,000
			Government of India Rupee Securities		1261,38,22,000
			Internal Bills of Exchange of and other commercial paper . . . . .		..
TOTAL LIABILITIES		1679,37,18,000	TOTAL ASSETS		1679,37,18,000

Dated the 30th day of September, 1959.

H. V. R. IENGAR,
Governor.

[No. F. 3(2)-BC/59.]

New Delhi, the 7th October, 1959

S. O. 2245.—Statement of the Affairs of the Reserve Bank of India, as on the 2nd October 1959.

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up	5,00,00,000	Notes	30,06,11,000
Reserve Fund	80,00,00,000	Rupee Coin	5,76,000
National Agricultural Credit (Long-term Operations) Fund	30,00,00,000	Subsidiary Coin	8,13,000
National Agricultural Credit (Stabilisation) Fund	4,00,00,000	Bills Purchased and Discounted :—	
Deposits—		(a) Internal . . . . .	..
(a) Government		(b) External . . . . .	..
(1) Central Government	60,06,45,000	(c) Government Treasury Bills	4,68,34,000
(2) Other Governments	9,85,57,000	Balances held abroad*	15,97,50,000
(b) Banks	81,64,53,000	Loans and Advances to Governments	19,31,41,000
(c) Others	119,62,26,000	Other Loans and Advances†	83,10,98,000
Bills Payable	16,66,36,000	Investments	259,77,13,000
Other Liabilities	15,92,05,000	Other Assets	9,71,86,000
Rupees	422,77,22,000	Rupees	422,77,22,000

*Includes Cash & Short-term Securities.

†The item 'Other Loans and Advances' includes Rs. 76,00,000/- advanced to scheduled banks against usance bills under Section 17(4)(c) of the Reserve Bank of India Act.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 2nd day of October 1959.

ISSUE DEPARTMENT

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department . . .	30,06,11,000		A. Gold Coin and Bullion :—		
Notes in circulation . . .	1649,24,60,000		(a) Held in India . . .	117,76,03,000	
Total Notes issued . . .		1679,30,71,000	(b) Held outside India . . .	..
			Foreign Securities . . .	163,00,89,000	
			TOTAL OF A . . .		280,76,92,000
			B. Rupee Coin . . .		137,13,97,000
			Government of India Rupee Securities . . .		1261,39,82,000
			Internal Bills of Exchange and other commercial paper . . .		..
TOTAL LIABILITIES . . .		1679,30,71,000	TOTAL ASSETS . . .		1679,30,71,000

Dated the 7th day of October 1959.

H. V. R. IENGAR,
Governor.

A. BAKSI, [No. F3(2)-BC/59]
Jt. Secy.

ERRATUM

In the Statement of Affairs of the Reserve Bank of India as on 18th September, 1959 published in the Gazette of India, Part II—Section 3(ii), dated 3rd October, 1959 as S.O. 2156, the following correction is to be made:—

Page 2659, under Banking Department, against National Agricultural Credit (Long-term Operations) Fund—

for “₹0,00,00,000” read “30,00,00,000”

(Department of Economic Affairs)*New Delhi, the 3rd October 1959*

S.O. 2246.—In exercise of the powers conferred by section 53 of the Banking Companies Act, 1949 (10 of 1949) and rule 16 of the Banking Companies Rules, 1949, the Central Government on the recommendation of the Reserve Bank of India, hereby declares that the provisions of section 31 of the said Act and rule 15 of the said Rules shall not apply upto the 31st December, 1959 to the Bank of Deccan Ltd., Kottayam, in so far as the said provisions relate to the publication of its balance sheet and profit and loss account for the year ended the 31st December, 1958 together with the Auditor's Report in a newspaper, and the submission of three copies thereof to the Reserve Bank of India.

[No. F.4(34)-BC/59.]

D. N. GHOSH, Under Secy.

(Department of Economic Affairs)*New Delhi, the 6th October 1959*

S.O. 2247.—In accordance with the decisions contained in the Government of India, Late Home Department's Office Memorandum No. 12(6)/46-Ests., dated the 16th August, 1946, the following rules have been framed in regard to recruitment for Class I and Class II Technical posts in the Department of Insurance:—

Recruitment Rules for Class I and Class II posts of the

Name of post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required
1	2	3	4	5	6	7
1. Controller of Insurance	1	G.C.S. Class I Gazetted	Ad-hoc scale of Rs. 1600-100-2000 applicable only to appointments made by promotion from the Establishment of the Department of Insurance.	Selection	40-50 years	<p><i>Essential:</i></p> <p>(a) A degree of recognised University.</p> <p>(b) About 7 years' experience in insurance matters in a responsible capacity of which about three years should be in an administrative capacity either under Government or in an Insurance Company of repute.</p> <p>Qualifications relaxable at Commission's discretion in case of candidates otherwise well qualified.</p> <p><i>Desirable :</i></p> <p>1. Experience in Industrial Commercial or Insurance matters.</p> <p>2. Actuarial qualifications such as Fellow of the Institute of Actuaries (London) or Fellow of the Faculty of Actuaries (Scotland).</p>
2. Assistant Controller of Insurance	5	General Central Services Class I. Gazetted	Rs. 800-40-1000-1000-1050-1050-1100-1100-1150-50-1300 plus spl. pay of Rs. 250/- for Fellow of the Institute of Actuaries and Fellow of the Faculty of Actuaries.	Selection	30-45 years	<p><i>For Actuarial Posts:</i></p> <p><i>Essential:</i></p> <p>Fellow of the Institute of Actuaries (London) or Fellow of the Faculty of Actuaries (Scotland)</p> <p><i>For open posts :</i> At least 3 years' experience in insurance matters in a responsible capacity.</p>

Department of Insurance in the Ministry of Finance

Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/transfer, grades from which promotion to be made	If a Departmental Promotion Committee exists what is its composition	Circumstances in which U.P.S.C. is to be consulted in making recruitment
8	9	10	11	12	13
No.	One, year	By promotion failing which by direct recruitment.	From the grade of Assistant Controller of Insurance.	Class I Departmental Promotion Committee.	As required under the rules.
No (Two posts will be filled by actuarially qualified candidates and one purely on merit. For the remaining posts the nature of work to be performed will determine whether it is actuarial or pen.	One year	By promotion failing which by direct recruitment.	From the grade of Research Officer and Insurance Officer in the Department of Insurance.	Class I Departmental Promotion Committee.	As required under the rules.

1	2	3	4	5	6	7
3. Research Officer.	I	General Central Services Class II Gazetted	Rs. 500-30-650-EB-30-800	Selection	25-40 years	<p><i>Essential:</i></p> <p>9 Sections of 4 parts of the examination of the Institute of Actuaries (London) or equivalent examinations of the Faculty of Actuaries (Scotland).</p> <p>Or</p> <p>8 Sections of 4 parts of the examination of the Institute of Actuaries (London) or equivalent examinations of the Faculty of Actuaries (Scotland) for those who possess sufficiently long experience of insurance matters.</p> <p>Qualifications relaxable at Commission's discretion in case of candidates otherwise well-qualified.</p> <p><i>Desirable :</i></p> <p>(i) Should be conversant with the provisions of Insurance Act and the returns submitted thereunder.</p> <p>(ii) Should have experience of at least 3 years in the Department of Insurance or in the Office of an Insurance Company.</p>
4. Insurance Officer	5	General Central Services Class II Gazetted	Rs. 400-20-500 30-710 plus spl. pay of Rs. 150/- for Fellow of the Institute of Actuaries or Fellow of the Faculty of Actuaries Rs. 70/- for Associate of the Institute of Actuaries or those who have passed 9 Sections of 4 parts of the examinations of the Institute of Actuaries (London) or equivalent examinations of the Faculty of Actuaries (Scotland)	Selection	Not applicable.	No qualifications prescribed

8	9	10	11	12	13
Age—No. Education—Yes	One Year	By promotion failing which by direct re- cruitment.	From the grade of Insurance Officer and Technical As- sistant in the Department of Insurance.	Class II Depart- mental Promo- tion Committee	As required under the rules.
..
..
..
..
No.	Not Ap- plicable	By promotion	From the grade of Technical Assistants in the Depart- ment of In- surance with 3 years' service in the grade.	Class II Depart- mental Promo- tion Committee	As required under the rules.
..
..

1	2	3	4	5	6	7
5. Technical Assistant.	33	General Central Services Class II (Non-gazetted)	Rs. 160-10-300-EB-15-450 (ii) 250-10-300-15-450-25/2-500 for those who are associates of the Institute of Chartered Accountants of India or possess any other equivalent qualification or are associates of the Chartered Insurance Institute (London) or have passed any 3 Sections of 4 parts of the examinations of the Institute of Actuaries (London) or equivalent examinations of the Faculty of Actuaries (Scotland). A start of Rs. 300 in this scale will be given to those who have passed 6 Sections of the 4 parts of examinations of the Institute of Actuaries (London) or equivalent examinations of Faculty of Actuaries (Scotland).	Not applicable	20-25 higher age limit relaxable upto 35 years depending on the number of years of previous Insurance experience or number of examinations passed of the Institute of Actuaries (London) or equivalent examination of the Faculty of Actuaries (Scotland).	<p>(a) For pay scale Rs. 160-450 <i>Essential:</i> (i) A first class or Honours degree in science or commerce Or (ii) A second class Master's degree in Mathematics, science of commerce. Or (iii) A second class degree in commerce with actuarial science as a special subject. Or (iv) A degree of recognised University with a certificate of passing Part I of the Actuarial Examination. Qualifications relaxable at Commission's discretion in case of candidates otherwise well-qualified.</p> <p><i>Desirable:</i> Adequate experience of Actuarial work or passing Part I of the examination of the Institute of Actuaries (London) or equivalent examinations of the Faculty of Actuaries (Scotland).</p> <p>(b) For pay scale Rs. 250-500. <i>Essential:</i> Certificate of having passed only 3 Sections of the 4 parts of the examinations of the Institute of Actuaries (London) or equivalent examination.</p>

[illegible]

[No. F. 16(19)-Admn./51.]

P. GANGULEE, Dy. Secy.

(Department of Revenue)

STAMPS

ORDER

New Delhi, the 30th September 1959

S.O. 2248.—In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1889 (2 of 1889), the Central Government hereby remits the duty with which the lease deed dated the 20th August, 1959, executed by the High Commission for the United Kingdom in India in respect of the ground floor flat at 159/48, Chanakyapuri, New Delhi, is chargeable under the said Act.

[No. 19.]

D. N. LAL, Under Secy.

CUSTOMS AND CENTRAL EXCISE COLLECTORATE: ALLAHABAD**SHOW CAUSE NOTICE****To**

Shri Hira Lal Arora S/o Sardari Lal Arora,
Mohalla-Shahganj,
Agra.

S.O. 2249.—Whereas the Deputy Superintendent (P&I) of Customs and Central Excise, Allahabad alongwith his party challenged you on Leader Road, Allahabad on 5th July, 1958, and on search of your person in the presence of a Magistrate 1st class in the office of the Assistant Collector of Central Excise, Allahabad recovered and seized 31 wrist watches of foreign make as per attached list for possession of which you could not offer any satisfactory explanation nor could you produce any documentary evidence such as cash-memo, receipt or voucher in support of the lawful origin of the seized watches and;

2. Whereas there is reason to believe that the aforesaid seized watches have been imported into India without a permit or licence as required by section 5(i) of the Land Customs Act 1924 and by the Government of India, Ministry of Commerce and Industry Imports Control Order No. 17/55 dated 5th December, 1955 issued under Section 3 of the Imports/Exports (Control) Act, 1947 and;

3. Whereas it appears that the action of Shri Hira Lal Arora as a 'person concerned' in these offences attracts the provisions of section 7(i)(c) of the Land Customs Act, 1924 read with section 167(8) of the Sea Customs Act, 1878 and;

4. Whereas the restrictions imposed under Section 3 of the Import/Export Control Act, 1947 are deemed to have been imposed under section 19 of the Sea Customs Act, 1878 as made applicable to it by Section 3(2) of Import/Export Control Act, 1947 and;

5. Whereas the aforesaid Shri Hira Lal S/o Sardari Lal Arora is liable to penalty under section 7(i)(c) of the Land Customs Act, 1924 read with section 167(8) of the Sea Customs Act, 1878 for contravention of section 5(i) of the Land Customs Act, 1924 and section 3 of Import/Export Control Act, 1947 read with section 19 of the Sea Customs Act, 1878.

Now, therefore, Shri Hira Lal Arora S/o Sardari Lal Arora is hereby required to Show Cause to the Collector of Customs and Central Excise, 9, Tej Bahadur Sapru Road, Allahabad within 30 days of the publication of this notice in the Government of India Gazette why a penalty should not be imposed upon him under section 7(i)(c) of the Land Customs Act, 1924 and section 167(8) of the Sea Customs Act, 1878 and why the aforesaid 31 seized wrist watches should not be confiscated to the Union Government under section 5(3) of the Land Customs Act, 1924 read with section 167(8) of the Sea Customs Act, 1878.

Shri Hira Lal Arora is further directed to produce at the time of showing cause all the evidence upon which he intends to rely in support of his defence within the period specified above, failing which the case will be decided *ex parte*

Shri Hira Lal Arora is further directed to inform the Collector of Customs and Central Excise, Allahabad whether he desires to be heard in person and thereupon a date and time, if considered necessary, will be fixed for personal hearing on receipt of his reply.

Full description of the goods seized	Marks and Nos. of packages if any	Quantity No.	Value of the goods seized	Place from which seized
<i>Watches</i>				
1 WINGO 17 Jewels Shock-proof—Perma Spring.	S.No. 91578 Swiss made	1		
2 Westend Watch—SOWAR Prima, 17 Jewels	S.No. D-7961 6586 }	1		
3 JENOR, 17 Jewels Water Proof Anti-magnetic	COLOMBO 1	1		
4 LE PHARE—Swiss made Water Proof—Shock Proof Antimagnetic 21 Jewels.	S.No. 418301V	1		
5 Do.	S.No. 418301V			
6 Do.	" Do.			
7 Do.	" Do.			
8 Do.	" Do.			
9 Do.	" Do.			6
10 Do.	" Do.			
11 WINGO 17 Jewels Shock-Proof-Perma Spring	S. No. 91578			
12 Do.	" Do.			
13 Do.	" Do.			
14 Do.	" Do.			5
15 Do.	" Do.			
16 JENOR 17 Jewels—Water Proof Antimagnetic	COLOMBO 1	2		
17 Do.	" Do.			
18 JENOR DE-LUXE 17 Jewels	COLOMBO 1	3		
19 Do.	" Do.			
20 Do.	" Do.			
21 ROAMER POPULAR 17 Jewels—Iso-FLEX Water Proof Shock Proof Antimagnetic.	S.No. 291424			
22 Do.	" Do.			
23 Do.	" Do.			6
24 Do.	" Do.			
25 Do.	" Do.			
26 Do.	" Do.			
27 Westend Watch Co. SOWAR PRIMA 17 Jewels	S.No. D-7961 8526			
28 Do.	" Do.			3
29 Do.	" Do.			
30 Ladies Watch—Astin 17 Jewels	S.No. 177001			2
31 Do.	" Do.			

[No. 220-Prev-VIII-Watch/58.]

J. BANERJEE, Collector.

Allahabad, the 30th September 1959

S.O. 2250.—Excise duty leviable on Benzene, Toluene etc., required by the Technical Development Establishment (Laboratory) at Kanpur, for use in the Laboratory is exempted as a special case on the condition that the Laboratory

maintains proper accounts of receipts and consumption of the goods received free of duty in the modified R. G. 16 form given below.

A half yearly return in the said form shall be submitted by the Laboratory to the Factory Officer as well as to the Superintendent concerned.

The Laboratory is further exempted from observing the procedure prescribed in Chapter X of the Central Excise Rules, 1944.

Register of excisable goods used without payment of duty

Name of Factory.....

Month.....195 .

Excisable goods.

Date	Description	Opening balance	Received	Issued	Wasted or destroyed	Closing balance	Remarks (give here purpose of issue)
1	2	3	4	5	6	7	8

This supersedes this office Notification No. 12 of 1957, issued under this office endorsement C. No. VI(21) Motor Spirit/360/57/59394, dated 22nd November, 1957.

(Authority:—Board's F. No. 8/89/57-CXIII, dated 21st October, 1957 and F. No. 8/58/59-CXIII, dated 25th September, 1959.)

[No. 10 of 1959.]

S. C. Mathur, Collector.

MINISTRY OF COMMERCE AND INDUSTRY

Bombay, the 15th September 1959

S.O. 2251.—In exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (65 of 1951), read with the notification of Government of India in the Ministry of Commerce and Industry S. O. No. 1825, dated the 9th September, 1958, I, D. S. Joshi, Textile Commissioner to the Government of India, hereby make the following amendment in the Staple Fibre Control Order, 1958, namely:—

In the said Order, for sub-clause (d) of clause 2, the following shall be substituted, namely:—

“(d) The Textile Commissioner means the Textile Commissioner to the Government of India and includes any officer authorised by him to exercise all or any of the powers of the Textile Commissioner under this Order”.

D. S. JOSHI,

Textile Commissioner to the Government
of India.

New Delhi, the 13th October, 1959.

S.O. 2252.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following amendment in their Notification No. S.O. 1149 dated the 11th June 1958, namely :—

In the said Notification, in the Form W.A.S.I., for item 6, the following shall be substituted, namely :—

“6 Consumption of Art silk Yarn during the month :

Denier	Viscose (in lbs.)		Acetate (lbs.)		Cuppram- onium Bemberg (lbs.)	Synthetic yarn like Nylon Per- lon etc. (lbs.)
	Bright	Dull	Bright	Dull		
15/20	.	.				
25	.	.				
30	.	.				
40	.	.				
55	.	.				
60	.	.				
75/80	.	.				
100	.	.				
120	.	.				
150	.	.				
280	.	.				
300	.	.				

*Others.

(Please indicate the denier or counts in case of staple fibre yarn).”

[No. F. 12(57)Tex.(D)/58].

P. V. S. SARMA, Dy. Secy.

New Delhi, the 25th September 1959

S.O. 2253.—In exercise of the powers conferred by sub-section (3) of section 1 of the Standards of Weights and Measures Act, 1956 (89 of 1956), the Central Government hereby appoints the 1st day of April, 1960, as the date on which the provisions of the said Act in so far as they relate to units of mass shall come into force in respect of factories engaged in the manufacture of soap to the extent they undertake the purchase of raw materials for such manufacture and the sale of soap.

[No. SMC-15(18)/59/1.]

S.O. 2254.—In exercise of the powers conferred by sub-section (1) of section 14 of the Standards of Weights and Measures Act, 1956 (89 of 1956), the Central Government hereby permits, in respect of undertakings mentioned in the Notification of the Government of India in the Ministry of Commerce and Industry S.O. No. 2253, dated the 25th September, 1959 the continuance of the use, for a period of six months from the 1st day of April, 1960 of any weight or measure which, immediately before that date, was in use in respect of the said undertakings

[No. SMC-15(18)/59/2.]

K. V. VENKATACHALAM, Joint Secy.

New Delhi, the 7th October 1959

S.O. 2255.—In exercise of the powers conferred by sub-clause (i) of clause 5 of the Cotton Textiles (Export Control) Order, 1949, the Central Government hereby makes the following further amendment in the notification of the Government of India in the late Ministry of Commerce No. 67-CW(25)A/48 dated the 26th March 1949, namely:—

In the said Notification,—after sub-paragraph (4) of paragraph 2, the following sub-paragraph shall be added—

- “(5) For purposes of marking cloth in accordance with item (iv) in sub-paragraph (1), the following abbreviations only shall be used, namely, the letter ‘C’ for ‘Coarse’, the letters ‘Mb’ for ‘Medium B,’ the letters ‘Ma’ for ‘Medium A’, the letter ‘F’ for ‘Fine’ and the letters ‘Fs’ for ‘Fine (Super)’.”

[No. 25(26)-Tex(A)/57-9.]

S.O. 2256.—In exercise of the powers conferred by sub-clause (i) of clause 5 of the Cotton Textiles (Export Control) Order, 1949, the Central Government hereby makes the following further amendments in the notification of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 1317 dated the 9th June 1956, namely:—

In the said Notification,—

- (1) In the first proviso to paragraph I, after the words, “two layers of kraft paper” the words “or one layer of Alkathene and two layers of kraft paper” shall be added.
- (2) After the first proviso to paragraph I, the following ‘Note’ shall be inserted, namely:—

“Note.—Where one layer of Alkathene and two layers of kraft paper are used in the packing of bleached and dyed cloth, the layer of kraft paper and light hessian interlined with bitumen or two layers of jute union waterproof packing paper as prescribed in item (iii) above shall not be used.”

[No. 25(26)-Tex(A)/57-10.]

HARGUNDAS, Under Secy.

(Cement Section)

ORDER

New Delhi, the 5th October 1959

S.O. 2257/IDRA/18G/30/59.—In exercise of the powers conferred by sub-section (1) of section 25 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby directs that the powers exercisable by it under section 18G of the said Act shall, in relation to the control of supply distribution and price of cement in the Union Territory of Manipur, be exercisable also by the Chief Commissioner of Manipur, subject to the conditions that

- (1) every order proposed to be issued by the Chief Commissioner of Manipur in exercise of the powers so delegated shall be issued with the prior concurrence of the Central Government, and
- (2) no order made by the Chief Commissioner of Manipur in the exercise of the powers so delegated shall have effect in so far as such order is repugnant to any order made by the Central Government under the said section 18G.

[No. Cem-15(4)/59.]

M. L. GUPTA, Under Secy.

(Indian Standards Institution)

New Delhi, the 23rd March 1959

S.O. 2258.—In pursuance of sub-regulation (1) of regulation 8 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that a licence, particulars of which are given in the Schedule hereto annexed, has been granted authorizing the licensee to use the Standard Mark.

THE SCHEDULE

Serial No.	Licence No. and Date	Period of Validity		Name and Address of the Licensee	Article covered by the Licence	Relevant Indian Standard
		From	To			
1.	CM/L-120 20-3-1959	1-4-1959	31-3-1960	M/s. Himalayan Ply-wood Industries Private Ltd., Tinsukia P.O., Assam	Tea-Chest Ply-wood panels	IS:10-1953 Specification for Plywood Tea-Chest (Revised)

[No. MDG/12(290).]

S.O. 2259.—In pursuance of sub-regulation (1) of regulation 8 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that one licence, particulars of which are given in the Schedule hereto annexed has been renewed.

THE SCHEDULE

Sl. No.	Licence No. and Date	Period of Validity		Name and Address of the Licensee	Article covered by the Licence	Relevant Indian Standard
		From	To			
1.	CM/L-25 21-3-1957	1-4-1959	31-3-1962	M/s. Associated Battery Makers (Eastern) Private Ltd., 59-C, Chowringhee Road, Calcutta-20	Lead-Acid Storage Batteries (Dry Separators) for Motor Vehicles, Light Duty	IS:395-1952 Specification for Lead-Acid Storage Batteries for Motor Vehicles, Light Duty

[No. MDC/12-27-L.]

New Delhi, the 1st October 1959

S.O. 2260.—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standards, particulars of which are given in the Schedule hereto annexed have been established during the period 16th September to 30th September 1959.

THE SCHEDULE

Serial No.	No. and title of the Indian Standard established	No. and title of the Indian Standard or Standards if any, superseded by the new Indian Standard	Brief Particulars
(1)	(2)	(3)	(4)
1.	IS: 903-1959. Specification for Fire Hose Delivery Couplings, Branch Pipe, Nozzles and Nozzle Spanner	..	This standard lays down the requirements regarding material, shape and dimensions, construction and tests of fire hose delivery couplings, branch pipe, nozzles and nozzle spanner used in fire fighting operations (Price Rs. 1-50)

(1)	(2)	(3)	(4)
2.	IS:905-1958 Specification for Delivery Breechings, Dividing and Collecting, Instantaneous Pattern for Fire Fighting Purposes.	..	This standard lays down the requirements regarding materials, shape and dimensions, construction, workmanship and finish and test of delivery breechings, dividing and collecting, instantaneous pattern for fire fighting purposes (Price Rs. 1-50).
3.	IS:906-1958 Specification for Branch with Revolving Head for Fire Fighting Purposes.	..	This standard lays down the requirements regarding materials, shape and dimensions, construction and performance text of branch with revolving head used in fire fighting operations, specially in situations such as fire in ship's holds (Price Rs. 1-50).
4.	IS:1012-1958 Specification for Steam Turbine Lubricating Oils.	..	This standard prescribes the requirements and the methods of test for steam turbine lubricating oils suitable for use in steam turbines and associated hydraulic systems, and other equipments at all conditions of service at ambient temperatures of 0°C and above (Price Rs. 3-00).
5.	IS:1303-1958 Glossary of Terms Relating to Paints.	..	This standard defines the terms widely used in the Indian paint industry, including the terms for paints, varnishes, enamels and other surface coating materials (Price Rs. 3-00).
6.	IS:1328-1958 Specification for Veneered Decorative Plywood.	..	This standard covers types of plywood with ornamental veneers on one or both faces used for decorative purposes, such as furniture making, panelling of all kinds, including panelling for railway coaches, buses, ships, etc. (Price Rs. 1-50).
7.	IS:1332-1959 Specification for Reinforced Concrete Street Lighting Columns.	..	This standard covers the requirements for reinforced concrete columns suitable for use for street lighting, manufactured by mechanical compacting methods, such as vibration, shocking, spinning. This standard does not cover prestressed or hand compacted concrete columns (Price Rs. 1-50).
8.	IS:1334-1958 Specification for Calcium Chloride, Technical	..	This standard prescribes the requirements and the methods of test for calcium chloride, technical, intended for use in refrigeration, ice manufacturing and chemical industries as a raw material. It is also used for road purposes and acceleration and curing of concrete (Price Rs. 1-50).

Copies of these Indian Standards are available for sale with the Indian Standards Institution "Manak Bhavan", 9 Mathura Road, New Delhi-1 and also at its Branch Offices at (i) General Assurance Building, 232, Dr. Dadabhai Naoroji Road, Fort, Bombay-1, (ii) P-11, Mission Row Extension, Calcutta-1, and (iii) 2/21 First Line Beach, Madras-1.

S.O. 2261.—In pursuance of the provisions of sub-rule (2) of rule 3 of the Indian Standards Institution (Certification Marks) Rules 1955, the Indian Standards Institution hereby notifies that the Indian Standards given in the Schedule hereto annexed have been established during the quarter ending 30 September 1959.

THE SCHEDULE

Sl. No.	No. of Indian Standard	Title of Indian Standard
1	IS:203—1958	Specification for Leclanche Type Dry Batteries for Flashlights (<i>Revised</i>).
2	IS:636—1958	Specification for Rubber-Lined, Woven-Jacketed Hose for Use in General Fire Fighting Service.
3	IS:683—1958	Methods for Determination of Weight per Square Metre and Weight per Linear Metre of Wool Fabrics.
4	IS:902—1959	Specification for Suction Hose Couplings for Fire Fighting Purposes.
5	IS:903—1959	Specification for Fire Hose Delivery Couplings, Branch Pipe, Nozzles and Nozzle Spanner.
6	IS:905—1958	Specification for Delivery Breechings, Dividing and Collecting, Instantaneous Pattern for Fire Fighting Purposes.
7	IS:806—1958	Specification for Branch with Revolving Head for Fire Fighting Purposes.
8	IS:909—1958	Specification for Underground Hydrant-Sluice, Valve Type.
9	IS:921—1959	Specification for Butcher's Knives.
10	IS:924—1959	Specification for Bread Knives.
11	IS:987—1958	Methods for Determination of Colour Fastness of Textile Materials to Bleaching with Sodium Chlorite.
12	IS:1012—1958	Specification for Steam Turbine Lubricating Oils.
13	IS:1140—1959	Specification for Logs for Matches.
14	IS:1223—1958	Specification for Apparatus for the Determination of Fat in Whole Milk, Evaporated (Unsweetened) Milk, Separated Milk, Skim Milk, Buttermilk and Cream by the Gerber Method.
15	IS:1291—1958	Specification for Cattle Licks (Plain and Mineralized).
16	IS:1295—1959	Specification for Needle Bars for Sewing Machines.
17	IS:1297—1959	Specification for Pressure Bars for Sewing Machines.
18	IS:1303—1958	Glossary of Terms Relating to Paints.
19	IS:1304—1958	Glossary of Terms Used in Fertilizer Trade and Industry.
20	IS:1314—1958	Specification for Anhydrous Calcium Chloride, Technical.
21	IS:1319—1958	Specification for Edible Tapioca Starch.
22	IS:1326—1958	Specification for Non-Coniferous Sawn Timber for Further Conversion.
23	IS:1324—1958	Glossary of Textile Terms Relating to Fabrics made from Man-made Fibres or Filaments

Sl. No.	No. of Indian Standard	Title of Indian Standard
24	IS:1325—1958	Glossary of Textile Terms Relating to Man-Made Fibres or Filaments.
25	IS:1328—1958	Specification for Veneered Decorative Plywood.
26	IS:1329—1958	Specification for Aircraft Timber Intended for Further Conversion.
27	IS:1330—1958	General Plan for Metric Screw Threads with ISO Profile (Diameter Range 0.25 to 300 mm)
28	IS:1331—1958	Specification for Cut Sizes of Timber.
29	IS:1332—1959	Specification for Reinforced Concrete Street Lighting Columns.
30	IS:1334—1958	Specification for Calcium Chloride, Technical.

[No. MLC/II.(2).]

C. N. MODAWAL,
Deputy Director(Marks).**MINISTRY OF STEEL, MINES & FUEL**

(Department of Iron & Steel)

New Delhi, the 8th October 1959 .

S.O. 2262/ESS.COMM/IRON AND STEEL-2(c)/AM(50).—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1958, the Central Government hereby directs that the following further amendment shall be made to the notification of the Government of India, in the Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS. COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, as amended from time to time, namely:—

In the Schedule annexed to the said notification, in column 2 thereof, against 'OTHERS', for the existing entry No. 35, the following shall be substituted, namely:—

"35. Executive Engineer,
Central Stores Division No. II,
Central Public Works Department,
New Delhi."

[No. SC(A)-1(20)/59.]

J. S. BAIJAL, Under Secy.

MINISTRY OF FOOD AND AGRICULTURE

(Department of Agriculture)

(Indian Council of Agricultural Research)

New Delhi, the 23rd September 1959

S.O. 2263.—In pursuance of section 4(2) of the Indian Lac Cess Act, 1930 (24 of 1930), the Central Government have nominated Dr. J. S. Patel, Agricultural Commissioner with the Government of India, Ministry of Food and Agriculture (Department of Agriculture), as the Chairman of the Governing Body of the Indian Lac Cess Committee with effect from the afternoon of the 15th September, 1959 vice Dr. B. N. Uppal retired

[No. 3-129/59-Com. III.]

New Delhi-2, the 24th September 1959

S.O. 2264.—In pursuance of the provision of sub-section (f) of Section 4 of Indian Oilseeds Committee Act, 1946 (9 of 1946), Shri Chaudhary Suresh Chandra, Gotegaon (Narsingpur), on his being nominated by the State Government of Madhya Pradesh, has been appointed by the Central Government as a member of the Indian Central Oilseeds Committee for a term of 3 years, with effect from 1st April, 1959.

[No. 8-3/58-Com.III/II.]

CORRIGENDUM

New Delhi, the 3rd October 1959

S.O. 2265.—The words “and as applied to the State of Pondicherry” occurring in Notification No. 5-50/57-Com.I/II, dated the 12th September, 1959 issued by the Government of India in the Ministry of Food and Agriculture (Department of Agriculture)—Indian Council of Agricultural Research, published in Sub-section (ii) of Section 3—Part II of the Gazette of India may be deleted.

[No. 5-50/57-Com.I/II]

AJUDHIA PRASADA, Under Secy.

MINISTRY OF HEALTH

New Delhi, the 23rd September 1959

S.O. 2266.—In exercise of the powers conferred by sub-section (2) of section 1 of the Pharmacy (Amendment) Act, 1959 (24 of 1959), the Central Government hereby appoints the date of publication of this notification as the date on which sections 2, 3, 4, 5 and 6 of the said Act shall come into force.

[No. F.7-58/59-D.]

B. S. SRIKANTIAH, Dy. Secy.

MINISTRY OF TRANSPORT AND COMMUNICATIONS

(Department of Transport)

(Transport Wing)

PORTS

New Delhi, the 8th October 1959

S.O. 2267.—In pursuance of sub-section (2) of section 6 of the Calcutta Port Act, 1890 (Bengal Act III of 1890), it is hereby notified that in accordance with the provisions of section 16 of the said Act Shri M. R. Das of M/s. Mackinnon, Mackenzie and Co. Private, Ltd., Calcutta has been elected by the Bengal Chamber of Commerce & Industry to be a Commissioner for the Port of Calcutta *vice* Shri G. D. Longhuist resigned.

[No. 9-PG(92)/59.]

Miss I. INDIRA, Under Secy.

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, the 7th October 1959

S.O. 2268.—In exercise of the powers conferred by section 47 of the Indian Railways Act, 1890 (9 of 1890), read with the notification of the Government of India in the late Department of Commerce and Industry No. 801, dated the 24th March, 1905, the Railway Board hereby make the following further amendments

in the General Rules for all Open Lines of Railways in India administered by the Government, published with the notification of the Government of India in the late Railway Department (Railway Board) No. 1078-T, dated 9th March, 1929, namely:—

In the Schedule appended to Part III of the said Rules, for the existing entry under Col. 3, "General packing regulations", against Serial No. 43-A, the following shall be substituted, namely:—

- "(1) In glass or earthen-ware, containers or tins or cans of suitable make, packed with suitable protective material in wooden cases.
- (2) In effectively-closed steel drums."

[No. 59-TGII/17/3.]

R. E. de Sa, Secy.

MINISTRY OF IRRIGATION AND POWER ORDERS

New Delhi, the 3rd October 1959

S.O. 2269.—In exercise of the powers conferred by sub-rule (2) of Rule 133 of the Indian Electricity Rules, 1956, the Central Government hereby directs that the provisions of—

- (i) Rule 118 proviso (a),
- (ii) Rule 119 (1) (a), and
- (iii) Rule 123 (7)

of the said Rules shall be relaxed in the case of the use of—

One P & H shovel 3.3 K.V., Model 1300 serial No. 21730.

One 200 H.P., 3300 volts, P & H Squirrel Cage hoist motor, serial No. 114332-2-1258, with oil contactor, list 100J1259, rating 100 amps—5000 volts; 200 amps—2400 volts; coil volts 125 D.C.

One 100 H.P., 3300 volts, P&H squirrel cage motor, serial No. 89261-2-A-1258 with oil contractor list 100 J1259-1. Rating 100 amps—5000 volts; 200 amps—2400 volts coil volts—125 D.C.

One 30 K.V.A., 3300 volts, 3 phase, transformer, serial No. 10730, secondary voltage 17380KVA—115—13105KVA.

A length of 1,000 feet of special type of flexible trailing cable, type 6 AWG, 3001 to 4000 volts, 133 strand, 3 conductor, combined construction of the screen .0342 sq. inch and combined construction of the ground conductors .049 sq. inch, controlled by Switchgear & Cowans 3.3 K.V., type MSG 3-T, oil circuit-breaker (30 to 90 amps) serial No. 66109, fitted with fit coupler with improvised special tail-end fittings for this special type of flexible cable.

at Quarry No. 3, North Extension South Plot, Kargali Colliery of Messrs National Coal Development Corporation (P) Ltd., to the extent that (i) the transportable motors of the shovel may be used at 3.3 K.V., (ii) the transformer and other associated equipments using energy at high voltage may not be fixed apparatus when installed on the transportable shovel moving from place to place, and (iii) the length of the flexible cable with the transportable machine may not exceed 1,000 feet and that the relaxation shall be subject to the following conditions:

- (1) The 3.3 K.V., supply to the flexible cable should be provided with earth-leakage protection.
- (2) The operators of the shovel should be duly trained and authorised.
- (3) The installation and wiring inside the shovel should comply with the relevant provisions of the Indian Electricity Rules, 1956, in particular Rules 115 to 117, 123 to 125 and 130.
- (4) The excavating machine shall be worked with due care so as to avert danger arising out of any electrical defect and the insulation resistance of the high voltage circuit, including the main driving motors, shall not be less than 10 megohms.

- (5) The flexible trailing cable for use with the excavating machine shall be worked with due care so as to avert any danger arising out of it, shall be of adequate size and shall be connected to the electricity supply system and the machine by properly constructed connector boxes;

Provided that the aforesaid relaxation shall be valid for such time as the said machine is in use in the mine and that due information shall be given to the Central Government through the Electric Inspector of Mines as soon as the machine is taken out of the mine.

[No. EL.III-3(16)/59.]

S.O. 2270.—In exercise of the powers conferred by sub-rule (2) of Rule 133 of the Indian Electricity Rules, 1956, the Central Government hereby directs that the provisions of—

- (i) Rule 118, proviso (a),
- (ii) Rule 119(1)(a), and
- (iii) Rule 123(7)

of the said Rules shall be relaxed in the case of the use of—

One Model 110 R.B., 3·3 K.V., shovel No. RB 22852.

One 200 H.P., 3000/3300 volts, 3 phase, B.T.H. Induction motor, serial No. R 226937, controlled by B.T.H. type OATH/auto-transformer starter, rated 200 H.P., 3·3 K.V., serial No. K 969971/1/2.

One 35 K.V.A., 3 phase, 3300/440-110 volts, Johnson & Phillips transformer, serial No. 52647, controlled by 40 amps, 3300/3000 volts, oil circuit-breaker, serial No. L 117111.

One length of 600 feet of ·0225 sq. inch, 3·3 K.V., 4 core, cable as per B.S.S. 1116 of 1956, controlled by 11 K.V., 400 amps, Long & Crawford oil circuit-breaker, C.T. ratio 60/5 amps, serial No. 1486 with flit coupler

at quarry No. 5, Bhurkunda Colliery of Messrs. National Coal Development Corporation (P) Ltd., to the extent that (i) the transportable motors of the shovel may be used at 3·3 K.V., (ii) the transformer and other associated equipment using energy at high voltage may not be fixed apparatus when installed on the transportable shovel moving from place to place and (iii) the length of the flexible cable with the transportable machine may not exceed 600 feet, and that the relaxation shall be subject to the following conditions:—

- (1) The 3·3 K.V. supply to the flexible cable should be provided with earth-leakage protection.
- (2) The operators of the shovel should be duly trained and authorised.
- (3) The installation and workings inside the shovel should comply with the relevant provisions of the Indian Electricity Rules, 1956, in particular Rules 115 to 117, 123 to 125 and 130.
- (4) The excavating machine shall be worked with due care so as to avert danger arising out of any electrical defect and the insulation resistance of the high voltage circuit, including the main driving motor, shall not be less than 10 megohms.
- (5) The flexible trailing cable for use with the excavating machine shall be worked with due care so as to avert any danger arising out of it, shall be of adequate size and shall be connected to the electricity supply system and the machine by properly constructed connector boxes;

Provided that the aforesaid relaxation shall be valid for such time as the said machine is in use in the mine and that due information shall be given to the Central Government through the Electric Inspector of Mines as soon as the machine is taken out of the mine.

[No. EL.III-3(13)/59.]

S.O. 2271.—In exercise of the powers conferred by sub-rule (2) of Rule 123 of the Indian Electricity Rules, 1956, the Central Government hereby directs that the provisions of—

- (i) Rule 118, proviso (a),
- (ii) Rule 119(1)(a), and
- (iii) Rule 123(7)

of the said Rules shall be relaxed in the case of the use of—

One Model 110 R.B., 3.3 K.V., shovel No. 22854,

One 200 H.P., type EKT 88Z, 3000/3300 volts, B.T.H. Induction motor, serial No. R228978 controlled by 200 H.P., B.T.H. auto-transformer starter, type K969971/1/1,

One 35 K.V.A., 3 phase, 3300/440-110 volts, Johnson & Phillips transformer, serial No. 52646 controlled by one 40 amps, 3000/3300 volts B.T.H. oil circuit-breaker, serial No. L116085, and

One length of 600 feet of .0225 sq. inch, 3.3 K.V., four core, pliable armoured cable as per B.S.S. 1116/1956, controlled by one 400 amps, 3300 volts, Brush Electrical Engineering Co., Ltd., oil circuit-breaker, serial No. 05/62072 with flit coupler,

at quarry No. 3, North extension, South Plot, Kargali Colliery of Messrs. National Coal Development Corporation (P) Ltd., to the extent that (i) the transportable motors of the shovel may be used at 3.3 K.V., (ii) the transformer and other associated equipment using energy at high voltage may not be fixed apparatus when installed on the transportable shovel moving from place to place, and (iii) the length of the flexible cable with the transportable machine may not exceed 600 feet, and that the relaxation shall be subject to the following conditions:—

- (1) The 3.3 K.V. supply to the flexible cable should be provided with earth-leakage protection.
- (2) The operators of the shovel should be duly trained and authorised.
- (3) The installation and workings inside the shovel should comply with the relevant provisions of the Indian Electricity Rules, 1956, in particular Rules 115 to 117, 123 to 125 and 130.
- (4) The excavating machine shall be worked with due care so as to avert danger arising out of any electrical defect and the insulation resistance of the high voltage circuit, including the main driving motors, shall not be less than 10 megohms.
- (5) The flexible trailing cable for use with the excavating machine shall be worked with due care so as to avert any danger arising out of it, shall be of adequate size and shall be connected to the electricity supply system and the machine by properly constructed connector boxes:

Provided that the aforesaid relaxation shall be valid for such time as the said machine is in use in the mine and that due information shall be given to the Central Government through the Electric Inspector of Mines as soon as the machine is taken out of the mine.

[No. EL-III-3(11)/59.]

N. S. VASANT,
Officer on Special Duty.

MINISTRY OF WORKS, HOUSING AND SUPPLY

New Delhi, the 5th October 1959

S.O. 2272.—In exercise of the powers conferred by section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act, 1958 (32 of 1958) and in continuation of this Ministry's Notification No. S.O. 307, dated the 28th January, 1959 published in the Gazette of India [Part II—Section 3, Sub-section (ii)] dated the 7th February, 1959, the Central Government hereby appoints the officers mentioned in column I of the table below, being gazetted officers of Government, to be estate officers for the purposes of the said Act who shall exercise the powers conferred, and perform the duties imposed, on estate officers by or under the said Act within the local limits of their respective jurisdiction in respect of the public premises specified in the corresponding entries in column 2 of the table.

THE TABLE

Designation of Officers	Categories of public premises and local limits of jurisdiction
1	2
1. Regional Director (Food) Western Region, Bombay.	Premises under the Administrative Control of the Department of Food, Government of India, situated in Bombay, Madhya Pradesh, Madras, Kerala, Mysore, Andhra Pradesh, Pondicherry, Laccadive and Minicoy Islands, West Bengal, Bihar, Assam, Orissa, Tripura, Manipur, NEFA, Andaman and Nicobar Islands, Uttar Pradesh, Punjab, Rajasthan, Himachal Pradesh and Delhi, within the local limits of their respective jurisdiction.
2. Regional Director (Food), Southern Region, Madras.	
3. Regional Director (Food), Eastern Region, Calcutta.	
4. Regional Director (Food), Northern Region, New Delhi	

[No. 14/2/59-Acc.]

R. C. MEHRA, Under Secy.

MINISTRY OF REHABILITATION

New Delhi, the 7th October 1959

S.O. 2273.—In pursuance of section 38 of the Administration of Evacuee Property Act, 1950 (31 of 1950), the Central Government hereby authorizes the Custodian of Evacuee Property, Uttar Pradesh, appointed under section 6 of the said Act, to accord previous sanction to the institution of prosecution for any offence punishable under the said Act.

[No. F. 9-IV(3)/59-Prop.]

RAJA LAL GUPTA, Under Secy.

New Delhi, the 14th September 1959

S.O. 2274.—In exercise of the powers conferred by Section 5 of the Administration of Evacuee Property Act, 1950 (31 of 1950), the Central Government hereby appoints Shri M. L. Vijh, Settlement Commissioner in the Office of the Chief Settlement Commissioner, as Deputy Custodian General of Evacuee Property, with immediate effect.

[No. 27(68)-Admn. (Prop.)/59.]

(Office of the Chief Settlement Commissioner)

New Delhi, the 23rd March, 1959

S.O. 2275.—In exercise of the powers conferred by Sub-section (1) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri Kartar Singh as Assistant Settlement Officer, for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8/207/59-Admn.(R).]

S.O. 2276.—In exercise of the powers conferred by Sub-section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri R. Kanuga as Assistant Settlement Officer, for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8/208/59-Admn.(R).]

S.O. 2277.—In exercise of the powers conferred by Sub-section (i) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri D. R. Sharma as Assistant Settlement Officer, for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took charge of his office.

[No. 8/209/59-Admn.(R).]

New Delhi, the 3rd October 1959

S.O. 2278.—Whereas the Central Government is of opinion that it is necessary to acquire certain evacuee properties in the State of Bihar specified in the Schedule below for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons;

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (40 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule below:—

THE SCHEDULE

Sl. No.	Particulars of the evacuee property.	Name of the town and locality village on which the property is situated, H.No., C. No. & other particulars.	Name of evacuee with full address.
1	2	3	4
1	Parti land	Boundary— N—Anisunissa, S—Lane—W—Wazid Hussain, E—Lane Area 0-06, Bari Bahari, Bihar Shariff.	Mt. Shamsa W/o Anularul Haque, Bari Pahari, Bihar Shariff.
2	Do.	H. No. 277, Ward No. 12, Mohalla Kagzi, Biharshariff.	Waziruddin of Mohalla Kagzi.
3	Homestead land	H. No. 350, W. No. 12 Sekhna Biharshariff.	Md. Shafi of Skhna.
4	House	Ho. No. 17 Ward No. 3 Mohalla Katra, Biharshariff.	Imaman Khan of Mohalla Katra.
5	House	H. No. 457, W. No. 3, Saluganj, Biharshariff.	Hakim Sakoor of Mohalla Saluganj.
6	House	H. No. 171, Ward No. 3 Mohalla Thaulai, Biharshariff.	Abdul Hafeez of Mohalla Thaulai.
7	House	H. No. 564, W. No. 3, Mohalla Saluganj, Biharshariff.	Mt. Sahira W/o Ali Hassan of Saluganj.
8	House	H. No. 484, W. No. 6 Mohalla Banwallia, Biharshariff.	Mt. Fatma W/o Ibham Mian of Banwallia.
9	House	H. No. 499, W. No. 6, Moh. Banwallia, Biharshariff.	Mt. Fatma W/o. Ibham Mian of Mohalla Banwallia.
10	House	H. No. 182 W. No. 12 Mohalla Kagzi, Biharshariff.	Fakharul Malick, of Mohalla Kagzi.
11	House	H. No. 183, Ward No. 12, Mohalla Kagzi, Biharshariff.	Do.
12	House	H. No. 20, Ward No. 13, Bari Pahari, Biharshariff.	Hakim Shamshuddin.
13	House	H. No. 247, W. No. 9, Mohalla Diaria, Biharshariff.	Ali Razia of Diara.
14	House	Imadpore—Boundary—N—Mahiuddin, S—Manu Hussain, E—Lane, W—Lane, Biharshariff.	Inamul Haque of Imadpore.

1	2	3
15	House . . .	H. No. 170, W. No. 14, Moh. Basarbigha, Biharshariff, Avub Mian.
16	House . . .	H. No. 476, W. No. 16, Moh. Sodih, Biharshariff, Abdul Mian.
17	House . . .	H. No. 60, Ward No. 12, Mohalla Kagzi, Biharshariff, Mt. Zainab W/o Whaiduddin.
18	House . . .	Mohalla Baradari, Biharshariff, Mt. Makman <i>alias</i> Dulari of Baradari.
19	House . . .	H. No. 97, W. No. 11, Mohalla Chhagubagh Biharshariff, Bibi Shafiqan and Rafiqan of Chagubad.
20	House . . .	H. No. 266, Ward No. 3, Mohalla-Chauhatta, Biharshariff, Hakim Abu Zaffar of Chauhatta.
21	House . . .	H. No. 332, W. No. 15, Mohalla Sodih, Biharshariff, Manzoor of Sodih.
22	House . . .	H. No. 85 C. No. 153, Mohalla Ranipore Ki Khirki, Patna City, Imaduddin and Shahabuddin of Ranipore Ki Khirki, Patna City.
23	House . . .	H. No. 27, Ward No. 19, C. No. 91, Patan-devi Road, Patna City, Alimuddin of Patan-devi Road, Patna City.
24	House . . .	Plot No. 249, Ward No. 31, Khata No. 396, Mahuli, Patna City, Hashim Khatoor of Patna City.
25	House . . .	Plot Nos. 525, 527 Khata No. 169, T.No.315, Vill-Mohuli P.S. Malsalmi, Gulam Makdoom.
26	House . . .	H. No. 54, W. No. 1, Mahal No.6, Mohalla Dhelutola, Dinapore, Abdul Rahim of Dinapore.
27	House . . .	H. No. 120, W. No. 14, Mahal No. 7, Monipore, Dinapore, Md. Hanif of Dinapore.
28	House . . .	H. No. 55, W. No. 13, Mahal No. 2, Mohalla Saguna, Dinapore, Md. Salmi of Saguna, Dinapore.
29	House . . .	H. No. 127, W.No. 6, Mohal No. 1, Mohalla-Imlital, Dinapore, Zaffar Md. of Imlital, Dinapore.
30	House . . .	H. No. 45, W. No. 3, Mahal No. 1, Mohalla-Lalkotri Dinapore, Nazir Md. of Lalkotri.
31	House . . .	Batni Lane, Dinapore Dr. Anisul Hode of Dinapore.
32	House . . .	H. No. 32, W. No. 14, Mahal No. 1, Mohalla Nayarola, Dinapore, Sujan Kasai of Nayarola, Dinapore.
33	House . . .	H. Nos 33, 34, W. No. 5, Mahal No. 3, Mohalla Shahtoli, Dinapore, Mojibullah of Shahtoli Dinapore.
34	House . . .	H. No. 1, W. No. 5, Mahal No. 4, Orderly Bazar, Dinapore, Abdul Hafiz of Orderly Bazar.
35	House . . .	H. No. 56, W. No. 13, Mahal No. 3, Mohalla Saguna, Dinapore, Abdul Rauf (Rauf), Dinapore.
36	House . . .	H. No. 23/25, W. No. 5, Mahal No. 3, Mohalla Shahtoli, Dinapore, Arta Zakaria and Wakid of Shahtoli.
37	House . . .	H. No. 117, W. No. 3, Mahalla Narualghat, Dinapore, Md. Yasin and other of Narualghat.
38	House . . .	Plot No. 405, Mohalla-Dheriantola, Mokameh, Mustaque Mian of Mokameh.
39	House . . .	H. No. 176, W. No. 2, Mohalla Taluatoli, Mokameh, Sultan Mian of Mokameh.
40	House . . .	H. No. 23, C. No. 7, Sonapathri Arrah Town, Ashik Mian of Mohalla Miliki, Arrah.
41	House . . .	H. No. 274, Ward No. 24, Mohalla Dharara, Arrah, Munshi Raza of Arrah.
42	House . . .	Plot No. 633, Mohalla-Sohmtzi, Sasaram, Amo Mian of Sasaram.

[No. 1(1222)-58/Comp. III/Prop-I.]

M. L. PURI,

Settlement Commissioner (Admn.) &

Ex-Officio Under Secy.

New Delhi, the 14th September 1959

S.O. 2279.—In exercise of the powers conferred on me by sub-section (3) of section 55 of the Administration of Evacuee Property Act, 1950 (31 of 1950), I, L. J. Johnson, hereby delegate to Shri M. L. Vijh, Deputy Custodian General of Evacuee Property, all powers vested in me under the said Act.

[No. 27/(68)-Admn. (Prop.)/59.]

(Office of the Chief Settlement Commissioner)

CORRIGENDUM

New Delhi, the 3rd October 1959

S.O. 2280.—In Gazette Notification S.O. No. 1835 dated the 22nd August, 1959 the designations of S/Shri H. C. Asthana and R. L. Aggarwal appearing in the margin at Serial Nos. 2 & 4 should read as "Custodian U.P.-Cum-D.C.G. of Evacuee Property" and "Appellate Officer-Cum-D.C.G. of Evacuee Property" for "Custodian U.D.-Cum-D.C.G. for U.P." and "Appellate Officer-Cum-D.C.G. of U.P."

[No. II.A/43/58-CSC/AL.]

L. J. JOHNSON, Custodian General of Evacuee Property.

MINISTRY OF LABOUR AND EMPLOYMENT

New Delhi, the 7th October 1959

S.O. 2281.—In pursuance of clause 5(1) of the Cochin Dock Workers (Regulation of Employment) Scheme, 1959, the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Labour & Employment No. S.O. 1839, dated the 12th August, 1959, namely:—

In the said notification—

for the expression "Stevedores Association Private Ltd." the expression "United Stevedores Association of Cochin (Private) Ltd." shall be substituted.

[No. Fac.-180(4)/58.]

New Delhi, the 13th October 1959

S.O. 2282.—In pursuance of clauses (a) and (b) of sub-paragraph (I) of paragraph 4 of the Employees' Provident Funds Scheme, 1952, the Central Government hereby nominates Shri S. R. Kaiwar, I.C.S., Secretary to the Government of Madras, Department of Industries, Labour and Co-operation and Shri T. N. Lakshminarayanan, I.A.S., Commissioner of Labour, Madras, as Chairman and Member respectively on the Regional Committee for the State of Madras in the vacancies caused by the resignation of Shri R. V. Raman and Shri V. Balasundram respectively and directs that the following further amendments shall be made in the notification of the Government of India in the Ministry of Labour No. S.R.O. 3381, dated the 2nd November, 1954, namely:—

In the said notification, for the entries (1) and (2), the following entries shall be substituted, namely:—

"(1) Shri S. R. Kaiwar, I.C.S., Secretary to the Government of Madras, Department of Industries, Labour and Co-operation".

"(2) Shri T. N. Lakshminarayanan, I.A.S., Commissioner of Labour, Madras."

[No. PF.II-45(20)/57.]

S.O. 2283.—In pursuance of clause (c) of sub-paragraph (1) of paragraph 3 of the Employees' Provident Funds Scheme, 1952, the Central Government hereby nominates Shri T. N. Lakshminarayanan, I.A.S., Commissioner of Labour, Madras, as a member of the Board of Trustees (Central Board) and makes the following further amendment in the notification of the Government of India in the Ministry of Labour No. S.R.O. 1861, dated the 31st October, 1952, namely:—

In the said notification, for entry No. 7, the following entry shall be substituted, namely:—

"Shri T. N. Lakshminarayanan, I.A.S., Commissioner of Labour, Madras".

[No. PF.II.1(3)/58.]

P. D. GAIHA, Under Secy.

New Delhi, the 8th October 1959

S.O. 2284.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the New Huntodih Colliery and their workmen.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT DHANBAD

REFERENCE No. 18 OF 1959.

PARTIES:

Employers in relation to the New Huntodih colliery

AND

Their workmen.

Dhanbad, dated the 8th August 1959.

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

Shri N. C. Mansukhani, Officer on Special Duty, with Shri C. H. Bhalotia, Agent—for the employers.

Shri S. Das Gupta, Secretary, and Shri B. N. Sharma, Member, Executive Committee, Bihar Colliery Mazdoor Sangh—for the workmen.

STATE: Bihar.

INDUSTRY: Coal.

AWARD

The Government of India, Ministry of Labour & Employment, by Order No. LR.II-2(164)/58, dated 18th March 1959, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer to me for adjudication the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said Order:—

"Whether the retrenchment of Sarvashri Sadique Anasari, Dasarath Singh and Taju Mia, Pump Khalasis, with effect from the 30th September 1958, by the management of New Huntodih colliery was justified? If not, to what relief are they entitled?"

2. After the parties had filed their respective written statements, the dispute was fixed for hearing on 12th June 1959 and after the matter was heard for sometime on other dates, the hearing was adjourned to 7th August 1959, as the parties stated that they wanted time to negotiate for a settlement of the dispute. At the adjourned hearing on 7th August 1959 the parties filed the terms of settlement reached between them and prayed that an award be made in terms thereof. A copy of the said terms of settlement is annexed hereto and marked Annexure 'A'. As I am satisfied, that the terms of settlement are fair and reasonable, I make an award in terms thereof.

3. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad

DHANBAD;
The 8th August, 1959.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE NO. 18 OF 1959.

PARTIES:

Employers in relation to the New Huntodih colliery, P.O. Nohuda (Dhanbad)

AND

Their workmen represented by the Colliery Mazdoor Sangh (INTUC),
Dhanbad.

May it please the Tribunal,

That the parties to this dispute have arrived at the following settlement and
pray that an award be given in terms thereof:—*Terms of Settlement.*

1. It is agreed that the management will reinstate Sarvashri Taju Mia as Line Mazdoor or Fitter Mazdoor, Siddique Ansari as Electric Helper and Dasrath Singh as Fan Khalasi by 12th August 1959 with continuity of service, but for the period from the date of their retrenchment, i.e., 14th June 1958 till the date of reinstatement, they will be treated as on leave without pay.

2. The management agrees to pay each of these three workmen on *ex-gratia* compensation at Rs. 334 which shall be paid to them by 12th August 1959.

3. It is agreed that this settlement will not prejudicially affect the leave with wages due to these three workmen for which purpose only they will be treated as on duty during the period from 14th June 1958 till 12th August 1959.

4. It is agreed that these three workmen will have no further claim against the management for the period from 14th June 1958 till the date of their reinstatement, i.e., 12th August 1959.

(Sd.) N. C. MANSUKHANI,
For the employers.

7-8-1959.

(Sd.) S. DAS GUPTA,
Secretary,
Colliery Mazdoor Sangh.
7-8-1959.

(Sd.) B. N. SHARMA,
Executive Committee Member,
Colliery Mazdoor Sangh,
Dhanbad.

(Sd.) JOGESHWAR PRASAD SINGH
Branch Secretary,
New Huntodih Colliery.
For the workmen.

Workmen:

1. (Sd.) TAJU MIA.
2. (Sd.) SIDDIQUE ANSARI.
3. (Sd.) DASARATH SINGH.
7-8-1959.

Taken on file.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.
7-8-1959.

[No. LRII-2(164)/58.]

S.O. 2285.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Kessurgarh Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD
REFERENCE No. 51 OF 1959.

PARTIES:

Employers in relation to the Kessurgarh Colliery

AND

Their workmen.

Dhanbad, dated the 29th September 1959.

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

Shri N. P. Singh, Welfare Officer, Kessurgarh Colliery—*for the employers.*

Shri Prasanta Burman, General Secretary, Bihar Koyla Mazdoor Sabha—*for the workmen.*

STATE: BIHAR.

INDUSTRY: COAL.

AWARD

The Government of India, Ministry of Labour & Employment, by its Order No. L.R.II-2(125)/59, dated 7th August 1959, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer to me for adjudication the industrial dispute between the parties above named in respect of the matter specified in the following schedule to the said Order:—

"SCHEDULE

Whether the dismissal of Shri Sarbeswar Pandey is justified; if not, to what relief is he entitled?"

2. After the dispute was heard for some time on 28th September 1959 it was adjourned till today for parties to negotiate for a settlement. At today's hearing the parties filed a joint application recording the terms of settlement that had been reached between them and prayed that an award be made in terms thereof. A copy of the said application is annexed hereto and marked Annexure 'A' and as I am satisfied that the terms of settlement are fair and reasonable I make an award in terms thereof.

3. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD;

The 29th September, 1959.

ANNEXURE 'A'

**BEFORE THE CHAIRMAN, CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL, DHANBAD**

REFERENCE No. 51 OF 1959.

PARTIES:

Employers in relation to Kessurgarh Colliery

AND

Their workmen.

The humble petition on behalf of
the above named Parties:—

Most respectfully Sheweth:—

That the above reference has been compromised between the parties on the following terms:—

1. That the Employers will pay a sum of Rs. 250 (Rupees Two hundred and fifty) only to Sri Sarbeshwar Pandey, workman concerned, in full and final settlement of all his claims and reliefs prayed for in the statement of the workman. The above sum of Rs. 250 will be paid within ten days from the date of this compromise.

2. Other dues if remaining unpaid will be paid within 10 days from the date of this compromise.
3. That the service of Sri Sarbeshwar Pandey will stand terminated and he will not claim re-instatement.
4. That Sri Sarbeshwar Pandey has no other claim on any other account from the employers.
5. That the parties will bear their own cost of this reference.

It is therefore humbly prayed that the present reference may be disposed of and an award be passed on the aforesaid terms of compromise.

And for this your petitioners as in duty bound shall every pray.

For Workman.

(Sd.) PRASANTA BURMAN,
20-9-1959.

(Sd.) SARBESWAR PANDEY.

For Employer,

(Sd.) N. P. SINGH,
Welfare Officer.
29-9-1959.

Taken on file.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,

Central Government Industrial Tribunal,
Dhanbad.
29-9-1959.

DHANBAD;

The 29th September, 1959.

[LR.II-2(125)/59.]

S.O. 2286.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute the employers in relation to the Loyabad Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 21 of 1959

PARTIES:

Employers in relation to Loyabad Colliery

AND

Their workmen.

Dhanbad, dated the 30th September 1959

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

Shri S. S. Mukherjee, Advocate, with Shri J. L. Sinha, Group Personnel Officer—for the employers.

Shri D. Narsingh, Advocate, with Shri S. Das Gupta, Secretary, Colliery Mazdoor Sangh—for the workmen.

STATE: BIHAR.

INDUSTRY: COAL.

AWARD

The Government of India, Ministry of Labour & Employment, by Order No. LR.II/2(181)/58, dated 14th April 1959 was pleased, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), to refer to me for adjudication the industrial

dispute between the parties above named in respect of the matters specified in the following schedule to the said Order:—

SCHEDULE

“(a) Whether the management of Loyabad Colliery of Messrs Bird & Co. (Private) Limited, P.O. Sijua, Dhanbad, is justified in placing Shri Biswanath Khan, Assistant Store Keeper, in clerical Grade III.

(b) If not, to what relief the workman is entitled and with effect from what date?”

2. The facts of the case are that Biswanath Khan originally joined the service in this company in April 1948, as a Bonus Clerk. In May 1956 when Shri Biswanath Khan was working as Labour Control Clerk, he was temporarily transferred on 25th April 1956 to the Stores Department to work in place of one Shri N. N. Banerjee, who was the Assistant Store Keeper and it is the Union's case that on Shri N. N. Banerjee's demise, Biswanath Khan was appointed as Assistant Store Keeper and he has been working in that capacity ever since. In support of this the union has mainly relied upon the letter, dated 1st September 1956 which was addressed by Shri P. S. Jagpal, Agent and Manager of the Loyabad Colliery, to the Chief Auditor, Sijua, which is a short letter and may well be reproduced in full:—

“1st September 1956
BK/I

The Chief Auditor, Sijua.

Dear Sir,

Assistant Store Keeper

Since the beginning of May 1956, I temporarily transferred Shri Biswanath Khan, Labour Control Clerk to work in place of N. Banerjee who died.

He is working satisfactorily. I would therefore suggest that he be made permanent in stores.

We do not want a substitute in his place in the Labour Control Department.

Will you please get Chief Mining Engineer's approval if you agree with my suggestion.

(Sd.) P. S. JAGPAL,
Agent/Manager.”

On 7th September 1956 the Chief Mining Engineer addressed the following letter to the Agent and Manager, Loyabad colliery:—

“7th September 1956
L.17/475.

The Agent/Manager, Loyabad Colliery.

Dear Sir,

Assistant Store Keeper

Please refer to your letter No. BK/I, dated the 1st September 1956.

Your proposal to make Sri Biswanath Khan permanent in Stores has my approval.

(Sd.)
Chief Mining Engineer.”

3. On the strength of these letters and the fact that by Shri Biswanath Khan the Union claims that as Assistant Store Keeper he was entitled to be classified as Clerk Grade II under the Award as modified by the decision of the Labour Appellate Tribunal of India and that the company had wrongly placed him in clerical grade III under the Award.

4. The management's case briefly stated is that B. Khan was working as a Stores Issue Clerk and not as Assistant Stores Keeper and as such under the Majumdar Award the company had rightly placed him in grade III for clerks.

5. Before proceeding to discuss the respective contentions of the parties, it is necessary to state that Appendix XVI to the Coal Award was an agreed statement of grading and nomenclature of the clerical staff employed in the coal industry which the representatives of the industry and the workman had filed

before the All India Industrial Tribunal (Colliery Disputes). Under Appendix XVI, "Assistant Store Keepers" have been placed in Grade II for clerks and "Stores Issue Clerks/Store Mates" have been placed in Grade III. For grade II clerks the scale of pay prescribed by Majumdar Award as modified by the decision of the Labour Appellate Tribunal is Rs. 48—3—57—4—93, and for Grade III clerks the scale of pay prescribed is Rs. 43—3—82. B. Khan has been placed in the latter grade of pay whilst the union's claim is that he is entitled to the higher scale of pay prescribed for grade II clerks.

6. Now, it is admitted that the Loyabad Colliery is a first class colliery which raises about 35,000 tons of coal a month. When B. Khan was transferred to the stores department of the Loyabad Colliery, there were the following four employees in the stores section:—

1. D. Atrab—Store Keeper.
2. N. N. Banerjee—Assistant Store Keeper.
3. N. N. Dutta—Assistant Store Keeper.
4. B. Gupta—designated as Ration Issue Clerk, and was placed in grade III.

Later, on 10th August 1957 one S. R. Adhikari was transferred to the Loyabad Colliery stores as Grade II clerk. The company's contention is that there must be a stores issue clerk and that Shri B. Khan was in fact stores issue clerk and as such entitled to Grade III and the pay fixed for that grade by the Majumdar Award.

7. In my opinion, the main point for determining this dispute is to what post B. Khan was appointed when he was transferred to the stores department on 25th April 1956. From the letter, dated 1st September 1956 (Annexure A1 to the Union's statement of claim) addressed by Agent/Manager of the Loyabad Colliery to the Chief Mining Engineer, P.O. Sijua, it is quite clear that B. Khan was transferred to the Loyabad Colliery "to work in place" of Shri N. N. Banerjee who died on 1st May 1956. The Agent/Manager has then recommended that he should be made permanent in the Stores Department. The Chief Mining Engineer by his letter, dated 7th September 1956 (Annexure A2 to the union's statement of claim) approved of the proposal of the Agent/Manager of the Loyabad Colliery to make B. Khan permanent in the Stores Department. Shri S. S. Mukherjee the learned Advocate for the company, has argued that this correspondence did not relate to the appointment of B. Khan as Assistant Store Keeper, but only to his being made permanent in the Stores Department. I find it impossible to accept this contention, as the subject of this correspondence between the Agent/Manager of the Loyabad Colliery and the Chief Mining Engineer (Annexures A1 and A2) clearly related to the appointment of "the Assistant Store Keeper" and the subject of the correspondence is clearly stated as such. There is therefore no doubt in my mind that B. Khan was transferred to the Loyabad Colliery to work as Assistant Store Keeper in place of Sri N. N. Banerjee who was then ill and that on his demise in May 1957 he was made permanent in the Stores Department as an Assistant Store Keeper. I think the correspondence (Annexures A1 and A2) is conclusive on the point and leaves no doubt for any other construction.

8. It is significant that after the Majumdar Award was implemented by the company, B. Khan was not mentioned at all by designation, but he was shown in the records of the company as "Grade III clerk". The union thereupon raised an industrial dispute and some discussion appears to have taken place between the representatives of the company and of the Union on 1st April 1957. Shri S. S. Mukherjee the learned Advocate for the company has sought to reply upon the minutes of that discussion in which it was stated by the management that Shri B. Gupta and Shri B. Khan were not capable of taking charge of stores and hence were not entitled to Grade II. The management's contention is that only those employees in the stores section, who were capable of taking charge of the stores were entitled to be placed in Grade II and not others. I cannot accept this contention of the management, as it is abundantly clear that by Appendix XVI the parties before the Majumdar Tribunal had agreed that the classification in the three grades for clerks was to be made by designation and nomenclature. In Appendix XVI Assistant Store Keepers have been placed in Grade II. The duties of Assistant Store Keepers have not been specified and it cannot therefore be said that only those persons who are capable of taking charge of the stores, could only be entitled to be placed in Grade II. I have held in several previous disputes that under Appendix XVI of the Majumdar Award classification into the three grades for clerks is to be made on the basis of the designation and

nomenclature prevailing on the date the Majumdar Award came into operation, i.e., on 26th May 1956. As it is quite clear from the correspondence (Annexures A1 and A2) referred to earlier that B. Khan was appointed as Assistant Store Keeper in place of N. N. Banerjee who admittedly was an Assistant Store Keeper and as he was later confirmed in that post, and as that was his designation on the date the Majumdar Award came into force, he is entitled to be placed in Grade II.

9. It is also significant that S. R. Adhikari was transferred to the Loyabad Stores Department in May or June 1957 after the dispute with regard to the grading of B. Khan had been raised and the fact that the said S. R. Adhikari has been placed in Grade II would not in my opinion disentitle B. Khan from claiming Grade II as he was clearly appointed as Assistant Store Keeper in place of Shri N. N. Banerjee. It is further significant that on 8th December 1958, B. Khan has been authorised to act as Magazine-in-Charge, which is admittedly a Grade II designation under Appendix XVI.

10. After giving my earnest consideration to the statements filed by the parties and the arguments advanced by them, I am more than satisfied that the management of Loyabad Colliery of Messrs. Bird & Co. Ltd. was not justified in placing B. Khan in Grade III and that he was entitled to be placed in the clerical Grade II and I answer that issue in the reference accordingly.

11. The next question to consider is what relief Biswanath Khan is entitled to and with effect from what date. The Majumdar Award came into force on 26th May 1956 by which date B. Khan has been transferred to Stores Department and was working as Assistant Store Clerk. I therefore award that he is entitled to the scale of pay and all other allowances and benefits of a grade II clerk since the date the Majumdar Award (as modified by the Labour Appellate Tribunal's decision) came into force on 26th May 1956. I direct that all the amount due to him calculated on that basis from 26th May 1956 shall be paid to him within 15 days from the date this award becomes enforceable.

12. As I am satisfied that the claim of the union was justified and that B. Khan has been wrongfully deprived of the scales of pay and other benefits due to "Grade II clerk", I award Rs. 150 as costs in favour of the Union.

(Sd.) SALIM M. MERCHANT,

Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

[No. LR II-2(181)/58.]

S.O. 2287.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Sonardih Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 48 OF 1959

PARTIES:

Employers in relation to the Sonardih Colliery

AND

Their workmen.

Dhanbad, dated the 28th September 1959

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

Shri D. P. Chakravarty, Manager, Sonardih Colliery—for the employers.

Shri S. Das Gupta, Secretary, Colliery Mazdoor Sangh, with Shri P. N. Singh, Secretary, South Govindpur Branch of Colliery Mazdoor Sangh—for the workmen.

STATE: BIHAR.

INDUSTRY: COAL.

AWARD

The Government of India, Ministry of Labour & Employment, by its Order F. No. LR.II-2(77)59, dated 4th August, 1959, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer to me for adjudication the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said Order:—

SCHEDULE

“(1) Whether the dismissal of the following four trammers by the management of the said colliery was justified and in order?

- (i) Shri Tangri Gope;
- (ii) Shri Chotu Gope;
- (iii) Shri Kanai Gope;
- (iv) Shri Ramdhani Rajwar;

(2) If not, to what relief are they entitled and from which date?”

2. At the hearing of this dispute on 28th September 1959, the parties filed an application recording the terms of settlement that had been reached between them and prayed that an award be made in terms thereof. A copy of the joint application of the parties containing the terms of settlement is annexed hereto and marked Annexure 'A', which shall form part of this award.

3. As I am satisfied that the terms of settlement are fair and reasonable, I make an award in terms of the settlement as far as they relate to the subject matter of this dispute.

4. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD;

The 28th September, 1959.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 48 of 1959.

PARTIES:

Employers in relation to Sonardih Colliery, P.O. Katrasgarh, District Dhanbad.

AND

Their workmen.

May it please Your Lordship,

That the parties in the matter under reference have reached a settlement on the following:—

Terms:

- (a) The Management though not agreeable to reinstate the Workmen due to lack of working places do, however, agree to pay them, in view of their service under the Company lump sum amounts mentioned below against each of their names by way of compensation:—

1. Shri Tangri Gope	..	..	Rs. 300
2. Shri Kawai Gope	..	..	Rs. 350
3. Shri Chattu Gope	..	..	Rs. 350
4. Shri Ramdhani Rajwar	..	..	Rs. 350

- (b) It is agreed that the workmen will be paid all unpaid wages, arrear wages, unpaid bonus, and leave wages for the period of unavailed leave, if any, over and above the above amounts.

(c) The Management agree to pay Colliery Mazdoor Sangh Rs. 100 as cost.

(d) It is agreed that all above payments will be completed within ten days from date.

It is, therefore, prayed that the Honourable Tribunal may be graciously pleased to pass an Order in the above Terms.

And for this shall ever pray.

The 28th September, 1959.

For the Workmen,
(Sd.) S. DAS GUPTA,
Secretary,
Colliery Mazdoor Sangh.

For the Employers,

(Sd.) D. P. CHAKRABORTY,
Manager,
Sonardih Colliery.
duly authorised.

(Sd.) P. N. SINGH,
Secretary,
South Govindpur Branch of
Colliery Mazdoor Sangh.

Taken on file.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD;

The 28th September, 1959.

[No. LR II-2(77)/59.]

S.O. 2288.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the South Bulliari Kendwadiah Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 25 OF 1959.

PARTIES:

Employers in relation to the South Bulliari Kendwadiah Colliery

AND

Their workmen.

Dhanbad, dated the 19th September 1959

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:

Shri S. S. Mukherjee, Advocate, instructed by Shri P. K. Majumdar, Personnel Manager—for the Employers.

Shri S. Das Gupta, Secretary, Colliery Mazdoor Sangh, with Shri B. Pandey—for the workmen.

STATE: BIHAR.

INDUSTRY: COAL.

AWARD

The Government of India, Ministry of Labour & Employment, by Order No. LR.II/2(179)58, dated 23rd April 1959 made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer to me for adjudication the

industrial dispute between the parties above named in respect of the matters specified in the following schedule to the said Order:—

SCHEDULE

"Whether the dismissal of Shri B. Pandey, Chaprasi, was justified. If not to what relief is he entitled?"

2. The dispute relates to the dismissal on 8th August 1958 of Shri B. Pandey, a Chaprasi in the company for the misconduct of habitual negligence or neglect of duty under rule 27(6) of the Certified Standing Orders of the company. It appears that on 18th June 1958, B. Pandey was on duty as night guard in the second shift between 3 P.M. to 11 P.M. and one Narou Narayan, another chaprasi was on duty in the third shift between 11 P.M. and 7 A.M. of the next day. A typewriter belonging to the company was admittedly stolen from the Labour Bureau office of the company between the hours of 5-30 P.M. of 18th June 1958 and 6-45 A.M. of 19th June 1958. Thereupon the management charge-sheeted both B. Pandey and Narou Narayan with misconduct under Rule 27(6) of the certified standing orders. In their explanation both pleaded not guilty to the charge. An enquiry was held at which several witnesses were examined and the Enquiring Officer in his report stated that in his opinion the theft of the machine could have occurred either through the negligence or direct connivance or complicity of one or both the chaprasis and that it was difficult to fix the blame on any particular chaprasi. So, therefore, recommended that both the chaprasis should be punished. Accordingly, the management by its order, dated 18th August 1958 dismissed both the chaprasis. Shri Narou Narayan who was a temporary chaprasi acquiesced in the order of dismissal passed against him, but Shri B. Pandey who has put in about 10 years service contested his dismissal and the Colliery Mazdoor Sangh, which is a registered trade union espoused his cause and raised an industrial dispute. Conciliation proceeding followed, which resulted in failure and ultimately Government referred this dispute to adjudication.

3. At the hearing on 17th September 1959, after both parties had fully stated their case, on my suggestion the management agreed to make an *ex-gratia* payment of Rs. 750 (Rupees seven hundred and fifty only) to Shri B. Pandey in full settlement of all his claims in this dispute including his claim for reinstatement in service. This offer was accepted by both Shri S. Das Gupta and Shri B. Pandey. It was further agreed between the parties that for the purposes of his Provident Fund dues, the termination of his service should be treated as retrenchment. It was further agreed that the payment of Rs. 750 to Shri B. Pandey would be made by 30th September 1959.

4. Parties were further agreed that an Award should be made in the above terms and I therefore make an award in terms as recorded above.

5. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

The 19th September, 1959.

[No. LR II-2(179)/58.]

S.O. 2289.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the New Huntodih Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD
REFERENCE No. 49 OF 1959.

PARTIES:

Employers in relation to the New Huntodih Colliery

AND

Their workmen.

Dhanbad, dated the 28th September 1959

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

Shri N. G. Mansukhani, Officer on Special Duty for New Huntodih Coal Co. Limited—for the employers.

Shri S. Das Gupta, Secretary, Colliery Mazdoor Sangh, with Shri Jageshwar Prasad Singh, Secretary, Colliery Mazdoor Sangh, Branch New Huntodih Colliery—for the workmen.

STATE: BIHAR.

INDUSTRY: COAL.

AWARD

The Government of India, Ministry of Labour & Employment, by its Order No. F. LR.II-2(123)59, dated 7th August 1959, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer to me for adjudication the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said Order:—

SCHEDULE

“Whether the management was justified in refusing to give employment to Shri Ganesh Mian from 2nd May 1959? If not, to what relief is he entitled?”

2. At the hearing of this dispute on 28th September 1959, the parties filed an application recording the terms of settlement that had been reached between them and prayed that an award be made in terms thereof. A copy of the joint application of the parties containing the terms of settlement is annexed hereto and marked Annexure 'A', which shall form part of this Award.

3. As I am satisfied that the terms of settlement are fair and reasonable, I make an award in terms of the settlement as far as they relate to the subject matter of this dispute.

4. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD;

The 28th September, 1959.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 49 OF 1959.

PARTIES:

Employers in relation to the New Huntodih Colliery

AND

Their workmen.

May it please Your Lordship,

The parties concerned in the above dispute have reached the following settlement:—

1. That Shri Ganesh Mian has already been allowed to resume work on 16th September, 1959.
2. That the management will pay if not already done so Sardari commission for the entire period of his suspension-cum-involuntary idleness.
3. That the management will pay Rs. 250 (Rupees two hundred and fifty only) to Shri Ganesh Mian in full settlement of his wages for the period from 2nd May, 1959 to 15th September, 1959.
4. That for the purpose of leave with pay and continuity of service the period of involuntary idleness of Shri Ganesh Mian from 2nd May, 1959 to 15th September, 1959 will be treated as days of attendance.

It is, therefore, prayed that the Hon'ble Tribunal be graciously pleased to pass an order in terms of the above settlement.

And for this shall ever pray.

Dated the 28th September, 1959.

For the management,

(Sd.) N. G. MANSUKHANI,
Officer on Special Duty,
For New Huntwoodih Coal Co., Ltd.

For the workmen,

1. (Sd.) S. DAS GUPTA,
Secretary,
Colliery Mazdoor Sangh.
2. (Sd.) JAGESHWAR PD. SINGH,
Secretary,
Colliery Mazdoor Sangh
Branch New Huntwoodih Colliery.

Taken on file.

(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD;
The 28th September, 1959.

[No. LR II-2(123)/59.]

New Delhi, the 13th October 1959

S.O. 2290.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Delhi, in the industrial dispute between the employers in relation to Punjab and Sind Bank Limited and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DELHI

PRESENT:

Shri E. Krishna Murti, Central Government Industrial Tribunal.

30th September, 1959.

I.D. No. 188 of 1957.

BETWEEN

The Punjab and Sind Bank Limited.

AND

Its workmen.

Shri Brij Lal Kohli—for the management.

Shri Rajinder Sayal—for the workmen.

AWARD

By G.O. No. S.R.O. LR-10(10)56, dated the 9th June, 1956, the industrial dispute, between The Punjab and Sind Bank Limited, and its workmen, has been referred to this Tribunal for adjudication under Section 7 read with Section 10 of the Industrial Disputes Act, 1947.

2. The term of reference is as follows:—

Alleged wrongful termination of the services of Sarvashri Harbhajan Singh, Prem Singh and Harnam Singh, and the relief, if any, to which they are entitled?

3. It is alleged in the statement of claim, that Shri Harbhajan Singh joined the service of the Punjab and Sind Bank Limited on 8th May, 1953, that he was served with a letter of termination on 5th July, 1955, that such termination was without any reason, and is against the principles of natural justice, that Shri Prem Singh, who was also in the employment of the Bank, was removed from service on 5th

July, 1955, without any reason, that his termination also is against the principles of natural justice, that Shri Harnam Singh was dismissed from service, that the appeal preferred by him to the Board was without success, that such dismissal is unlawful, and that all the workmen should be re-instated in service, together with back wages.

4. The contention on behalf of the management is, that the reference is not valid, and Civil Writ No. 102-D of 1956 was preferred by the Bank, to the Punjab of the Industrial Disputes Act, that he was an officer of the Bank, and not a workman, and that he is not entitled to any relief under the Industrial Disputes Act, that the action taken by the management in connection with all the workmen is wholly correct, that the workmen cannot have any grievance in the matter, and that none of the workmen is entitled to any relief in this proceeding.

5. The issues, that arise for determination, are:—

- (1) Is the reference valid?
- (2) Whether the termination of service of the several employees is lawful and justified?
- (3) Whether such termination is wrongful and unjustified, as contended on their behalf?
- (4) Whether Shri Harnam Singh is a workman within the meaning of the Industrial Disputes Act ?
- (5) To what relief, if any, are the several individuals entitled?

Issue No. 1.

6. This is a dispute between the Punjab and Sind Bank Limited, and three of its workmen. The latter were represented by the Punjab & Sind Bank Employees' Union.

7. On behalf of the Bank the objection was taken, that the reference was not valid, and Civil Writ No. 102-D of 1956 was preferred by the Bank, to the Punjab High Court, for quashing the reference. The High Court decided by judgment dated 20th August, 1957, that the order of reference to the Tribunal, was invalid on the ground, that no industrial dispute within the meaning of Section 2(k) of the Act existed. The writ petition was allowed, and the order of reference was quashed.

8. A Letters Patent Appeal, under Clause 10 of the Letters Patent, against the above-mentioned judgment of the High Court, was preferred by Shri Harnam Singh, one of the workmen involved in the reference, to the High Court. That is Letters Patent Appeal Case No. 22-D of 1957. There was no Letters Patent Appeal by the other two workmen. A Division Bench of the High Court dismissed the appeal by judgment dated 27th July, 1959.

9. The position now is, that there is a decision by the High Court, that the reference is invalid, and the same stands quashed. It follows, that this Tribunal has no jurisdiction to adjudicate on the several points raised, as there is no industrial dispute between the parties. The other issues do not arise for determination, and the three individuals in question are not entitled to any relief.

10. In the result, an award is passed, that the reference is invalid, and the three concerned individuals are not entitled to any relief. No order as costs.

(Three pages)

The 30th September, 1959.

E. KRISHNA MURTI,

Central Government Industrial Tribunal, Delhi.

[No. LRII-10(10)56.]

ORDERS

New Delhi, the 7th October 1959

S.O. 2291.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Punjab National Bank Limited, New Delhi, and their workmen in respect of the matter specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication:

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Delhi, constituted under section 7A of the said Act.

SCHEDULE

Whether the special allowance now granted by the Punjab National Bank Limited to Shri M. R. Sood, a workman of the Punjab National Bank Limited, Kanpur, is adequate having regard to the nature of his duties and responsibilities and the emoluments paid to persons discharging similar duties and responsibilities in other Banks of similar status and, if not, what amount of special allowance should be granted to him?

[LRII-10(22)/59.]

S.O. 2292.—Whereas the All Kerala Bank Employees' Union, Calicut have demanded payment of higher rates of dearness allowance to the employees of the Nedungadi Bank Ltd., Kozhikode from the 1st January, 1958 consequent on the upgrading of the Bank from 'D' Class to 'C' Class with effect from that date under paragraphs 64, and 152 of the Award of the All India Industrial Tribunal (Bank Disputes), Bombay, constituted by the notification of the Government of India in the Ministry of Labour No. S.R.O. 35, dated the 5th January, 1952, as modified by the decision of the Labour Appellate Tribunal in the manner referred to in section 3 of the Industrial Disputes (Banking Companies) Decision Act, 1955 (41 of 1955);

And whereas the Central Government is of opinion that a difficulty or doubt has arisen as to the interpretation of paragraphs 64 and 152 of the said award in respect of the matter specified in the schedule hereto annexed;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 6 of the said Act, the Central Government hereby refers the said matter for decision to the Industrial Tribunal, Bombay constituted as an Industrial Tribunal, in this behalf, by the notification of the Government of India in the Ministry of Labour and Employment No. LRII-10(130)/58-I, dated the 5th June, 1959.

SCHEDULE

Whether the increased dearness allowance payable to the employees of the Nedungadi Bank Ltd., consequent on its upgrading from 'D' Class to 'C' Class, should be further enhanced to allow for the rise of cost of living index during the half year ended 31st December, 1959.

[LRII-10(143)/58.]

New Delhi, the 8th October 1959

S.O. 2293.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Lloyds Bank Ltd., New Delhi, and their workmen in respect of the matter specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Delhi, constituted under section 7A of the said Act.

SCHEDULE

Whether, in view of the duties performed and responsibilities held by him since 1st April, 1954, Shri K. C. Mittal of the Lloyds Bank Limited, New Delhi Branch is entitled, with effect from 1st January, 1959, to a special allowance of Rs. 50 per mensem, admissible to Supervisor under para 164(b) of the Sastri Award as modified?

[No. LRII-10(78)/59]

New Delhi, the 13th October 1959

S.O. 2294.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Bank of Behar Limited, Patna and their workmen in respect of the matter specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhanbad, constituted under section 7A of the said Act.

SCHEDULE

Whether Sarvashri B. N. Jha, Baleswar Roy, B. N. Sharma and J. N. C. Deepok, workmen of the Advance Department of the Bank of Behar Ltd., Patna, are entitled to a special allowance of Rs. 40 per mensem as prescribed in paragraph 164 of the Award of the All India Industrial Tribunal (Bank Disputes) as modified by section 3 of the Industrial Disputes (Banking Companies) Decision Act, 1955? If so, the date from which they are so entitled?

[No. LR II-10(124)/59.]

S.O. 2295.—Whereas an industrial dispute exists between the employers in relation to the Kurasia Colliery and their workmen represented by the Korea Koila Mazdoor Panchayat, Kurasia Colliery (hereinafter referred to as the Union);

And whereas the said employers and the Union have under sub-section (1) of section 10A of the Industrial Disputes Act, 1947 (14 of 1947), referred the dispute to arbitration by an arbitration agreement and a copy of that agreement has been forwarded to the Central Government;

Now, therefore, in pursuance of sub-section (3) of section 10A of the said Act, the Central Government hereby publishes the said arbitration agreement.

AGREEMENT

(See Rule 7)

[Under Section 10A of the Industrial Disputes Act, 1947]

BETWEEN

NAME OF PARTIES:

Representing Employers.—Shri R. G. Mahendru, Asstt. Supdt. of Collieries, N.C.D.C., Ltd., Kurasia Colliery, Distt. Surguja, M.P.

Representing Workmen.—Shri Hardeo Singh, General Secretary, K.K.M.P., Kurasia Colliery.

Shri R. K. Dubey, Vice President, K.K.M.P., Kurasia Colliery.

It is hereby agreed between the parties to refer the following industrial dispute to the arbitration of—

Managing Director, N.C.D.C.

(i) *Specific matters in dispute.*

The question of payment or non-payment of wages for the period of suspension of Shri Bahraman, Painter, Kurasia Colliery for alleged misconduct.

(ii) Details of the parties to the dispute including the name and address of the establishment or undertaking, involved.

Shri R. G. Mahendru, Asstt. Supdt. of Collieries, N.C.D.C. Ltd., Kurasia Colliery, Distt. Surguja, M.P.

(iii) Name of the Union, if any, representing the workmen in question.

Korea Koila Mazdoor Panchayat, Kurasia Colliery, (Affiliated to H.M.S.).

(iv) Total number of workmen employed in the undertaking effected.

3,000 including contractors' Workmen.

- (v) Estimated number of workmen affected or likely to be affected by the dispute.

Only one.

*We further agree that the majority decision of the arbitrators shall be binding on us.

Signatures of the parties.

Witnesses:

(i) Sd/- M. K. MURIGESAN.

(ii) Sd/- illegible.

Representing Employer—Sd/- R. G. MAHENDRU.

Representing Workers—Sd/- HARDEO SINGH.

[No. LRH-2(142)/59.]

PYARE LAL GUPTA, Under Secy.

New Delhi, the 8th October 1959

S.O. 2296.—In pursuance of section 4 of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby nominates Shri M. S. Bhatnagar, Joint Secretary to the Government of India, Ministry of Finance, to be a member of the Employees' State Insurance Corporation in the place of Shri D. D. Bhatia, and makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment No. S.O. 305 [HI-1(196)/57], dated the 15th March, 1958, namely:—

In the said notification, under the heading 'Members' for item 5, the following item shall be substituted, namely:—

"5. Shri M. S. Bhatnagar, Joint Secretary to the Government of India, Ministry of Finance."

[No. F. HI-1(121)/I/59.]

S.O. 2297.—In pursuance of section 8 of the Employers' State Insurance Act, 1948 (34 of 1948), the Central Government hereby nominates Shri M. S. Bhatnagar, Joint Secretary to the Government of India, Ministry of Finance, to be a member of the Standing Committee of the Employees' State Insurance Corporation in the place of Shri D. D. Bhatia, and makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment No. S.O. 1579 [HI-1(118)/59], dated the 4th July, 1959, namely:—

In the said notification under the heading 'Members', for item (3), the following item shall be substituted, namely:—

"(3) Shri M. S. Bhatnagar, Joint Secretary to the Government of India, Ministry of Finance"

[No. F. HI-1(121)/II/59.]

New Delhi, the 12th October 1959

S.O. 2298.—In exercise of the powers conferred by section 6 and 37 of the Tea Districts Emigrant Labour Act, 1932 (22 of 1932), the Central Government hereby makes the following further amendments in the Tea Districts Emigrant Labour Rules, 1933, published with the Government of India, Department of Industries and Labour Notification No. L. 3021(2), dated the 31st July, 1933, namely:—

For sub-rule(2) of rule 1 of the said Rules, the following sub-rule shall be substituted, namely:—

"(2) They extend to the whole of India except the State of Jammu and Kashmir."

[No. F. PL-23(2)/II/58.]

BALWANT SINGH, Under Secy.

New Delhi, the 13th October 1959

S.O. 2299.—In exercise of the powers conferred by section 83 of the Mines Act, 1952 (35 of 1952), the Central Government hereby exempts Hingir Rampur Colliery owned by M/s. Hingir Rampur Coal Co. Ltd., from the operation of clause (b) of sub-regulation (2) of regulation 74 of the Coal Mines Regulations, 1957, for a period of one year from the date of this notification: Provided that the efficacy of brakes referred to in the said sub-regulation shall be examined in every shift by a competent person appointed in writing by the manager and once a week personally by the manager of the mine himself.

[No. MI-6(11)/59.]

A. P. VEERA RAGHAVAN, Under Secy.

New Delhi, the 13th October 1959

S.O. 2300.—The following corrigenda are published for general information:—

IN THE NATIONAL INDUSTRIAL TRIBUNAL OF INDIA AT BOMBAY

In the matter of disputes between:

Brooke Bond India Private Ltd., with Head Office at Calcutta.

AND

Their Workmen.

CORRIGENDA

Under Rule 28 of the Industrial Disputes (Central) Rules, 1957, the following corrigenda is issued to the award in the above matters published in the Gazette of India dated 27th June, 1959.

1. **Paragraph 64.**—After the words "four increments" at the end of the paragraph add "subject however to the conditions regarding adjustments in paragraph 221."

2. **Paragraph 65.**—Delete the word "peons" as appearing in the paragraph, and add at the end: "For the peons I have made separate provision in paragraph 71."

3. **Paragraph 68.**—After the words "Rs. 30" in the last line of paragraph add: "or the amount of the increase which may become payable by way of adjustment under paragraph 221, whichever is higher."

4. **Paragraph 69.**—After the words "twelfth year of service" add the words "In the scale".

5. **Paragraph 76.**—After the words "Grade A Clerks" at the end of the paragraph add: "on the basis of the existing regional classifications of dearness allowance applicable to the monthly rated staff".

6. **Paragraph 81.**—Substitute for the word "must" which occurs within brackets at the end of the paragraph by the word "would".

7. **Paragraph 131.**—In the place of sub-paragraph 1 substitute: "Even though the existing number of men may be more or less than specified in the incentive schemes, the number of men specified for each line in paragraph 129 is the number that must be employed for working the scheme, and if the hours worked are different, proportionate adjustments will have to be made in the target or in the incentives".

8. **Paragraph 140.**—In line 18 of this paragraph substitute for the word "salesmen" the words "permanent salesmen".

And delete the last two sentences and substitute as follows: "If a permanent salesman leave the station for a day and is away for more than 10 hours he should get Rs. 2-8-0 instead of Rs. 1-8-0 as at present and the vanman should receive Rs. 1-8-0 instead of 0-12-0 annas as at present, and all employees who similarly at present are getting Rs. 1-8-0 will get Rs. 2-8-0 and those who are getting 0-12-0 annas will get Rs. 1-8-0. No other changes are indicated."

9. **Paragraph 147.**—Add: "In conformity with paragraph 74, for the salesman's "basic wage" for the purpose of gratuity, the average commission to be added

to the basic wage will be calculated on the basis of the three best four weekly periods out of the six four weekly periods immediately preceding retirement, resignation, termination etc.; the basic wage so calculated will be subject to the limitations of paragraph 77 after such four weekly basic wage has been converted into monthly."

10. Paragraph 218.—At the end of the paragraph add the following: "I however direct that the monthly rated staff of Chatkesar factory will receive dearness allowance at the same rate as is paid to the monthly rated staff in Bangalore and Secunderabad."

11. Paragraph 222.—In sub-paragraph 1 after the words "all of them" add the word "thus".

12. Paragraph 224.—After the words "5. nP. per hour" add "that is half naye paisa per hour, and such adjustments will be made on the three monthly average of the all-India working class consumer price index in April, July, October and January".

13. Paragraph 231.—After the words "1st April 1959" add: 'except for the salesmen in whose case it will be 5th April, 1959 since they are paid four weekly'.

BOMBAY;

The 20th July, 1959.

(Sd.) F. JEEJEEBHOY,
Presiding Officer.

IN THE NATIONAL INDUSTRIAL TRIBUNAL OF INDIA AT BOMBAY

REFERENCE No. (NT) 1 of 1958.

In the matter of the disputes between:

Brooke Bond India Private Ltd., with Head Office at Calcutta.

AND |

Their workmen.

CORRIGENDUM

This corrigendum is issued to correct certain accidental slips or omissions which escaped scrutiny in the award dated 9th June 1959 and published in the Gazette of India dated 27th June, 1959.

1. Paragraph 64.—In view of previous corrigenda, delete the following words: "plus one increment for every three years service with a ceiling of four increments."

2. Paragraph 80.—In the last sentence for the word 'months' substitute 'four weekly periods', and for the word 'monthly' substitute 'four weekly'.

3. Paragraph 165.—In the penultimate sentence of the paragraph after the words 'these employecs' add 'other than those governed by the Factories Act.'

4. Paragraph 222.—At the end of item 3 add "but not so as to exceed the maximum of the scale."

5. Paragraph 231.—Add: "The new incentive wage structure for the factories given in paragraphs 129—131, etc., of the award shall of course come into force and will have to be worked from the date on which the award is implemented".

BOMBAY;

The 17th August, 1959.

(Sd.) F. JEEJEEBHOY,
Presiding Officer,

[No. LRIV-17(1)/58.]

A. L. HANDA, Under Secy.

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 12th October 1959

S.O. 2301.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution the President hereby makes the following rules regulating the method of recruitment to the posts of Head Clerk and Accountant, All India Radio, namely:—

Short Title.—The Rules may be called Broadcasting Stations/offices All India Radio Recruitment Rules 1959.

Method of recruitment.—Recruitment to the posts of Head Clerk and Accountant shall be made in accordance with the provision contained in the enclosed Schedule.

SCHEDULE

Recruitment rules for the post of Head Clerk/

Name of Post	No. of posts	Classification	Scale of Pay	Whether selection post or non-selection post	Age limit for direct recruits
1	2	3	4	5	6
Head Clerk/ Accountant	Head Clerk 37 Accountant 46	Class III Non- Gazetted Ministerial	Head Clerk (160—10—250) Accountant (160—10—250) for departmental candidates who have not qualified in the departmental examination and 160—10—300 for those who have qualified in the departmental exa- mination or are recruited from Au- dit Offices or direct.	Selection	18—25 years ; re- laxable for Govt. servants and Sched- uled Castes/ Tribes candidates and other special categories in ac- cordance with the orders issued by the Ministry of Home Affairs from time to time.

Note.—No male candidate who has more than one wife living or no female candidate who has been provided that the Government of India may, after being satisfied that there are special

Accountant in the All India Radio.

Educational and other qualifications required	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of rectt. whether by direct rectt. or by promotion or transfer and percentage of the vacancies to be filled by various methods	In case of rectt. by promotion/transfer, grades from which promotion to be made
7	8	9	10	11
<p>1. Degree of recognised University</p> <p>2. Experience of correspondence/office procedure for at least two years in a Govt./Commercial Deptt.</p> <p><i>Desirable</i></p> <p>1. Knowledge of rules and regulations applicable to Govt. of India Officers.</p> <p>Qualifications relaxable at the discretion of the Ministry of I.& B.</p>	<p>Will not apply in the case of permanent/quasi-permanent persons in lower grade.</p>	<p>Two years.</p>	<p>The recruitment to all posts, as a rule, will be made by the appointment of departmental persons who qualify in the departmental examination held in accordance with the procedure and syllabus laid down in Appendix 2 to All India Radio Manual Volume II. If at any time it is found that qualified departmental candidates are not available, or are not likely to be available for some time, the posts will be filled by direct recruitment in accordance with these rules.</p>	<p>(i) Clerks Grade II who have completed five years service.</p> <p>(ii) Clerks Grade I/Storekeepers who have completed two years of service in that cadre.</p>

married a person having already a wife living shall be eligible for appointment pro grounds for doing so, exempt any such candidate from the operation of this rule.

[No. 7(28)/57-B(A).]

C. B. L. MATHUR, Under Secy.

